Contents

Resolutions 1966 1
Resolution 1-66 2
Resolution 2-66 2
Resolutions 1968 3
Resolution 1-68 4
Resolutions 1970 5
Resolution 1-70 6
Resolutions 1971 7
Resolution 1-71 8
Resolution 2-71 8
Resolution 3 -71 8
Resolution 4-71 9
Resolution 5-71 9
Resolution 6-71 10
Resolution 7-71 11
Resolution 8-71 13
Resolution 9-71 13
Resolution 10-71 13
Resolution 11-71 14
Resolutions 1974 15
Resolution 1-74 16
Resolution 2-74 16
Resolution 3-74 16
Resolution 4-74 17
Resolutions 1975 18
Resolution 1-75 19
Resolution 4-75 19

Resolutions 1976 20
Resolution 1-76 21
Resolution 2-76 21
Resolution 3-76 22
Resolution 4-76 22
Resolution 5-76 22
Resolution 6-76 22
Resolution 7-76 24
Resolution 8-76 24
Resolution 9-76 24
Resolutions 1977 26
Resolution 1-77 27
Resolution 2-77 27
Resolution 3-77 28
Resolution 4-77 28
Resolution5-77 28
Resolution 6-77 29
Resoution 6-77 29
Resolution 7-77 30
Resolutions 1978 32
Resolution 1-78 33
Resolution 2-78 33
Resolution 3-78 34
Resolution 4-78 35
Resolution 5-78 36
Resolutions 1980 38
Resolution 1-80 39
Resolutions 1981 40
Resolution 1-81 41
Resolution 2-81 41
Resolution 3-81 41

Resolutions 1982 42
Resolution 1-82 43
Resolution 2-82 43
Resolution 3-82 43
Resolution 4-82 44
Resolution 5-82 45
Resolutions 1983 46
Resolution 1-83 47
Resolution 2-83 47
Resolution 3-83 48
Resolution 4-83 48
Resolution 5-83 49
Resolution 6-83 49
Resolution 7-83 50
Resolution 8-83 50
Resolutions 1984 52
Resolution 1-84 53
Resolution 2-84 53
Resolution 3-84 53
Resolution 4-84 54
Resolution 5-84 54
Resolution 7-84 55
Resolution 8-84 55
Resolution 9-84 57
Resolution 10-84 58
Resolution 11-84 58
Resolution 12-84 58
Resolutions 1985 60
Resolution 1-85 61
Resolution 2-85 61

Resolution 3-85 61
Resolution 4-85 63
Resolution 5-85 63
Resolutions 1986 65
Resolution 1-86 66
Resolution 2-86 66
Resolution 3-87 66
Resolution 4-86 67
Resolution 5-86 68
Resolution 6-86 70
Resolution 7-86 74
Resolutions 1987 76
Resolution 1-87 77
Resolution 2-87 77
Resolution 3-87 80
Resolution 5-87 81
Resolution 6-87 83
Resolution 7-87 84
Resolution 7-87 89
Resolution 8-87 90
Resolutions 1966 91
Resolution 1-88 92
Resolution 2-88 93
Resolution 3-88 95
Resolution 6-88 96
Resolutions 1989 101
Resolution 1-89 102
Resolution 2-89 104
Resolution 3-89 105
Resolution 5-89 109

Resolutions 1990 110
Resolution 1-90 111
Resolutions 1991 112
Resolution 1-91 113
Resolution 2-91 113
Resolution 3-91 114
Resolutions 1992 120
Resolution 1-92 121
Resolution 2-92 121
Resolution 3-92 122
Resolution 4-92 122
Resolution 5-92 123
Resolution 6-92 125
Resolution 7-92 126
Resolutions 1993 127
Resolution 1-93 128
Resolution 2-93 133
Resolution 3-93 141
Resolution 4-93 141
Resolution 5-93 142
Resolution 6-93 143
Resolution 7-93 146
Resolution 8-93 147
Resolution 9-93 149
Resolution 10-93 149
Resolution 11-93 150
Resolution 12-93 151
Resolution 13-93 152
Resolutions 1994 154
Resolution 1-94 155
Resolution 2-94 155

Resolution 3-94 157
Resolutions 1995 158
Resolution 1-95 159
Resolution 2-95 160
Resolution 3-95 161
Resolution 4-95 162
Resolution 5-95 163
Resolution 6-95 164
Resolutions 1996 165
Resolution 1-96 166
Resolution 2-96 166
Resolution 3-96 167
Resolution 7-96 167
Resolution 8-96 169
Resolution 9-96 169
Resolution 10-96 170
Resolutions 1997 171
Resolution 1-97 172
Resolution 2-97 172
Resolution 3-97 173
Resolution 4-97 180
Resolution 5-97 181
Resolution 6-97 181
Resolution 7-97 181
Resolution 8-97 182
Resolution 9-97 183
Resolution 10-97 183
Resolution 11-97 184
Resolution 12-97 184
Resolution 13-97 185

Resolutions 1998 187
Resolution 1-98 188
Resolution 2-98 188
Resolution 3-98 188
Resolution 4-98 189
Resolution 5-98 190
Resolution 6-98 190
Resolution 7-98 190
Resolution 8-98 191
Resolution 9-98 192
Resolution 10-98 193
Resolution 11-98 193
Resolution 12-98 194
Resolution 13-98 195
Resolution 15-98 196
Resolution 17-98 197
Resolutions 1999 198
Resolution 1-99 199
Resolution 2-99 199
Resolution 3-99 200
Resolution 4-99 200
Resolution 5-99 200
Resolution 6-99 201
Resolution 8-99 202
Resolution 9-99 203
Resolution 10-99 205
Resolution 11-99 206
Resolution 12-99 207
Resolution 13-99 207
Resolution 14-99 207

Resolutions 2000 209
Resolution 1-00 210
Resolution 2-00 210
Resolution 3-00 211
Resolution 4-00 211
Resolution 5-00 212
Resolution 6-00 212
Resolution 7-00 213
Resolution 8-00 214
Resolution 9-00 216
Resolution 10-00 219
Resolution 11-00 220
Resolution 12-00 220
Resolutions 2001 222
Resolution 1-01 223
Resolution 2-01 223
Resolution 3-01 224
Resolution 4-01 224
Resolution 5-01 224
Resolution 6-01 225
Resolution 7-01 225
Resolution 8-01 228
Resolution 9-01 228
Resolution 10-01 229
Resolution 1--01 230
Resolution 12-01 230
Resolution 13-01 231
Resolution 14-01 232
Resolution 15-01 233
Resolution 16-01 233

Resolutions 2002 235
Resolution 1-02 236
Resolution 2-02 236
Resolution 3-02 236
Resolution 4-02 237
Resolution 5-02 237
Resolution 6-02 238

Resolutions 1966

Resolution 1-66

A RESOLUTION urging the Governor of Tennessee to add a segment to the state highway system.

WHEREAS, a new connecting link of state highway between tie Kingston Springs interchange on Interstate Highway 1-40 and the junction of State Highway 47 with the Ashland City-White Bluff Road will afford several towns and cities to the north of Highway 70 both direct access to the Interstate System and to Nashville; and

WHEREAS, in our judgment, such new highway link will materially aid the prosperity of Kingston Springs;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Commissioners of the Town of Kingston Springs that a copy of this resolution favoring this new highway segment be presented to the Governor of Tennessee at the earliest opportunity; and

BE IT FURTHER RESOLVED, that the Governor be asked to do everything in his power to see to it that the highway segment herein petitioned for actually does come into being.

Adopted April 25, 1966

Resolution 2-66

A RESOLUTION establishing authorized and required signatures on instruments calling for the withdrawal of funds of the Town of Kingston Springs from the official depository.

WHEREAS, the Bank Of Kingston Springs has been designated as the official depository of the town of Kingston Springs; and

WHEREAS, the official depository now requires official notice of the signatures required to be affixed to checks, drafts or other orders of the Town of Kingston Springs in order for the official depository to honor such instruments;

NOW, THERFORE, BE IT RESOLVED that the above Bank, as a designated depository of this corporation, be, end it is horeby requested, authorized, and directed to honor checks, drafts, or other orders for the payrent of money drawn in this corporation's name, including those payable to the individual order of any person or persons -whose name or names appear theron as signer or signers thereof, when — and only when —bearing or purporting to bear the signatures of both of the following:

NAME	TITLE
W.R. MAYS	MAYOR
EDWARD E. CLARK	RECORDER-TREASURER

and the above bank shall be entitled to honor and charge this corporation for such checks, drafts or other orders, regardless of by whom or by what means the actual or purported signature or signatures thereon may have been affixed thereto, if such signature or signatures resemble the specimens duly certified to or filed with the above Bank by the City RecorderTreasurer or other officer of this corporation.

Adopted June 27,1966.

Resolutions 1968

Resolution 1-68

I HEREBY CERTIFY that I am the duly elected and qualified secretary of the TOWN OF KINGSTON SPRINGS,TENN. and the keeper of the records of said corporation: that the following is a true and correct copy of resolution duly adopted at a meeting of the Board of Commissioners thereof held in accordance with its by-laws at its office at Kingston Springs,Tenn. on the 21st day of March 1968,and that the same are now in full force.

RESOLUTIONS

BE IT RESOLVED, that the MAYOR, CITY COMMISSIONERS, SEC-TREASURER of this corporation, or their-his successors in office, or any(number required to sign(3) three of them be and they-he hereby are-is authorized for, on behalf of,and in the name of this Coproration to:

(A) Negotiate and procure loans from- BANK OF KINGSTON SPRINGS, KINGSTON SPRINGS,TENN. 37082. up to an amount not exceeding $2,000.00 in the aggregate at any one time.

(B) Discount with said bank, commercial or other business papers belonging to this corporation, made or drawn by or upon third parties, without limit as to amounts

(C) Give security for any liabilities of this corporation to said bank by pledge or assignment or a lain upon any real or personal property,tangible or intabgible,of this corporation,and

(D) Execute in such form as may be required by the bank all notes and other securities and other evidences of such loans,all instruments of pledge,assigment or lein,andtthht none of the same shall be valid unless so signed or endorsed,provided,however,that the endorsement of promissary notes discounted may be effected by any one of them.

RESOLVED FURTHER, That said bank be and it is hereby authorised and directed to pay the proceeds of any such loans or discounts as directed b4 the persons so authorizeed to sign,whether so payable to the order of any of said persons in their indivtduLl capacities or not,and whether such proceeds are deposited to the individual credit of any said persons or not:

RESOLVED FURTHER,That this resolution shall continue in force,and said bank may consider the holders of said offices and their signatures, respectivley,to be and continue as set forth in the certificate of the secretary of this corporation accompanying a copy of this resolution when delivered to said bank or in any similar subsequent certificate,until notice to the contrary in writing is duly served on said bank."

I HEREBY FURTHER CERTIFY that the following named persons have been duly elected to the offices set opposite their respective names,that they continue to hold offices at the present time,and that the signatures appearing hereon are the genuine,original signatures of each respectively:

ADOPTED March 21, 1968

Resolutions 1970

Resolution 1-70

Assignment of Planning Functions

Whereas, it is considered desirable that there be comprehensive planning of the Town of Kingston Springs and that such planning be harmonious with the overall plan of Cheatham County,

BE IT RESOLVED BY THE TOWN OF KINGSTON SPRINGS, TENNESSEE, THAT:

Section 1. The municipal planning functions of the Town of Kingston Springs be assigned to the Planning Commission of Cheatham County, and

Section 2. The commissioners of the Town of Kingston Springs elect one of their members to be a member of the Planning Commission of Cheatham County, such member to serve at the pleasure of the commissioners of the Town of Kingston Springs.

Section 3. This resolution is to be effective on and after the fifth day of January, 1970.

Resolutions 1971

Resolution 1-71

A RESOLUTION CALLING FOR TOWN OF KINGSTON SPRINGS TENNESSEE, TO APPROVE AND ADOPT STANDARDS FOR SELECTION AND TRAINING OF POLICE OFFICERS,IN ACCORDANCE WITH PUBLIC CHAPTER # 575, STATE OF TENNESSEE.

WHEREAS,THE CITY COMMISSION RECONIZES THE NEED FOR HAVING QUALIFIED PERSONNEL IN THE LAW ENFORCEMENT AGENCY OF THIS JURISDICTION,AND HAVING REVIEWED THE REQUIREMENTS ENUMERATED IN PUBLIC CHAPTER # 575 STATE OF TENNEbSEE,AND THE STANDARDS AND MINIMUM CURRICULUM REQUIREMENTS FOR TRAINING POLICE RECRUITS,AS ESTABLISHED BY THE TENNESSEE LAW ENFORCEMENT PLANNING COMMISSION, NOW,THEREFORE,BE IT RESOLVED THAT THE TOWN OF KINGSTON SPRINGS TENNESSEE DOES ADOPT AND APPROVE THOSE STANDARDS.

VOTE: YEAS: 3

NAYS: 0

DATED 11-2-70

Resolution 2-71

WHEREAS, the many citizens of Kingston Springs work and shop in Metropolitan Nashville-Davidson County; and

WHEREAS, the purchases made in that area are subject to sales taxes levied by the State of Tennessee and Metropolitan Nashville-Davidson County; and

WHEREAS, all benefits of such levies accrue to Metropolitan Nashville-Davidson County; and

WHEREAS, Metropolitan Nashville-Davidson County additionally has levied a fee on motor vehicles which affects commuters from neighboring areas including Kingston Springs and Cheatham County;

BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that:

Section 1. The General Assembly of the State of Tennessee limit the taxing powers and fee authority granted by the general laws of the State of Tennessee to incorporated municipalities and metropolitan areas created by the General Assembly to apply only to the property owners and residents of such incorporated area with the single exception of sales taxes on wholesale or retail purchases; specifically, that residents of Kingston Springs be exempt from automobile registration fees levied by Metropolitan Nashville-Davidson County.

Section 2. This resolution is to take effect upon its passage, the public welfare requiring it.

Resolution 3 -71

WHEREAS, the Town of Kingston Springs, Tennessee is desirous of providing fire protection to its residents and their personal property, and

WHEREAS, it is the belief of the Board of Commissioners that fire protection for the community can best be provided by the Kingston Springs Civic Improvement Club which has the necessary equipment to provide such service and has provided such service to the community for more than twenty years:

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee that the Town of Kingston Springs enter into an agreement with the Kingston Springs Civic Improvement Club which shall, for compensation in the amount and payable in the manner set forth in said agreement, provide effective fire protection to the Town of Kingston Springs, and the Mayor of Kingston Springs shall be and is hereby authorized to sign said agreement on behalf of the Town of Kingston Springs, and a copy of said agreement shall be attached hereto and made a part hereof.

Passed: September 20, 1971

AGREEMENT

This agreement is made and entered into this 30th day of September, 1971, by and between the City of Kingston Springs, a municipal corporation of the State of Tennessee, party of the first part,

hereinafter called the city, and the Kingston Springs Civic Improvement Club, a corporation organized and existing under the laws of the State of Tennessee and authorized to operate a fire fighting service in the State of Tennessee, party of the second part, hereinafter called the "civic club."

The civic club agrees to maintain a volunteer fire department, comprised of at least five (5) active members, which engages in regular training and is equipped to offer an effective fire fighting service to the city. The civic club further agrees that the fire department will respond promptly, with all available equipment and personnel reasonably deemed necessary, to all fire alarms originating within the corporate limits of the city and will diligently seek to minimize all damages,'losses, and injuries resulting from fire.

For and in consideration of the above services, which will be rendered for a period of five years beginning on October 1, 1971, the city agrees to pay the civic club the sum of $7,337.50 which sum shall be paid in three installments as follows:

$ 4.000.00	on October 1, 1971
$ 1,725.00	on October 1, 1972
$ 1,612.50	on October 1, 1973

It is understood that the civic club has only a limited amount of fire fighting equipment and that the civic club will serve areas other than the City of Kingston Springs but will confine its fire fighting activities to within ten (10) miles of the city's corporate limits. It is further understood that a fire alarm might have to go unanswered at a particular time because all personnel and equipment are already engaged in answering a previous alarm. However, the civic club agrees to make diligent use of all available personnel, equipment, and funds at its disposal and to provide the most efficient fire fighting service reasonably available within its means.

Resolution 4-71

BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs,Tennessee that the Municipal Technical Advisory Service of the University of Tennessee be and is hereby requested to conduct a study to determine the feasibility of annexing certain areas lying to the east and south of the Town of Kingston Springs and particularly that area in and around the I-40 Interstate Interchange,and that a copy of this resolution be sent to the Municipal Technical Advisory Service.

Passed September 28,1971

Resolution 5-71

A Resolution establishing authorized and required signatures on instruments calling for the withdrawal of funds of the Town of Kingston Springs, Tenn. from the official depository.

WHEREAS, the Bank of Kingston Springs has been designated as the official depository of the Town of Kingston Springs: and

WHEREAS,the official depository now requires official notice of the signatures required to be affixed to checks,drafts or other orders of the Town of Kingston Springs in order for the official depository to honor such instruments:

NOW,Therefore,Be IT RESOLVED that the above bank,as a designated depository of this corporation,be,and it is hereby requested,authorized,and directed to honor checks,drafts,or other orders for the payments of money drawn in this corporation's name,including these payable to the individual order of any personr,or persons whose name or names appear thereon as signer or signers thereof,when—and only when — bearing or purporting to bear the signatures of both of the following:

NAME	TITLE
W.R.Mays	Mavor
J.D.Eurns	Recorder-Treasurer

and the above bank shall be entitled to honor and charge this corporation for such checks,drafts or other orders,regardless of by whom or by what means the actual or purported signature or signa-

tures thereon may have been affixed thereto,If such signature or signatures resemble the specimens duly certified to or filed with the above bank by the City Recorder-Treasurer or other officer of this corporation.

This Resolution supersedes Resolution NO. 2-66 adopted June 27,1966. Adopted 10-12-71

Resolution 6-71

A RESOLUTION ADOPTING A PLAN OF SERVICE FOR ANNEXATION OF THE INTERSTATE INTERCHANGE AREA BY THE CITY OF KINGSTON SPRINGS

Whereas, Tennessee Code Annotated §6-309 as amended requires that a plan of service be adopted by the governing body of a city before passage of an ordinance annexing an area of more than 4 square mile or having a population of more than five hundred people;

Whereas, the city of Kingston Springs is contemplating annexation of an area bounded as follows:

> beginning at the point of intersection of the present corporate limits line and the west property line of land owned by Mrs. J. E. Brewton, at or near the northwest corner of land owned by Mrs. J. E. Brewton; thence southwardly approximately 2,015 feet along the west property line of land owned by Mrs. J. E. Brewton to the southwest corner of the said land; thence eastwardly approximately seven hundred feet along the south property line of land owned by Mrs. J. E. Brewton to the northwest corner of land owned by Leo Johnson and wife; thence southwardly approximately 815 feet along the west property line of land owned by Leo Johnson and wife to the southwest corner of the said land; thence eastwardly approximately 2,700 feet along the south property. line of land owned by Leo Johnson and wife to the southeast corner of the said land; thence southwardly approximately 125 feet along the west property line of land owned by Mrs. W. J. Moore to the point of intersection of the west property line of Mrs. W. J. Moore and the north right-of-way line of Interstate Route 40; thence southwardly approximately 290 feet across Interstate Route 40 to the point of intersection of the south right-of-way line of Interstate Route 40 and the west property line of land owned by Joe Kidd Brown; thence eastwardly approximately 840 feet along the south rightof-way line of Interstand Route 40 to the point of intersection of the south right-of-way line of Interstate Route 40 and the east property line of land owned by Joe Kidd Brown; thence southwardly approximately 3,360 feet along the east property line of land owned by Joe Kidd Brown to the point of intersection of the east property line of the said land and the south property line of land owned by E. B. and Eva Mays; thence eastwardly approximately 550 feet along the south property line of land owned by E. B. and Eva Mays to the point of intersection of the south property line of the said land and the north right-of-way line of C C. C. Road; thence northeastwardly along the north right-of-way line of C. C. C. Road to the point of intersection of the said line and the east property line of land owned by W. G. Owens; thence northwardly along the east property line of land owned by W. G. Owens to the point of intersection of said line and the southwest right-of-way line of Cooper Hill Road at the east property line of land owned by Ernest E. and Grace H. Page; thence northwardly approximately 1,830 feet along the east property line of the said land to the point of intersection of said line and the south right-of-way line of Interstate Route 40; thence northwardly approximately 315 feet across Interstate Route 40 to the point of intersection of the north right-of-way line of Interstate Route 40 and the east property line of land owned by Henry Hudson, Wilson Matlock, and Joyce Wiley; thence northwardly approximately 375 feet along the east property line of the said land to the southeast corner of land owned by Allie V. Hannah; thence northwardly approximately 765 feet along the east property line of the said land to the point of intersection of the said line and the south property line of land owned by National Life and Accident Insurance Company; thence eastwardly approximately 415 feet along the south property line of the said land to the southeast corner of the said land; thence northeastwardly approximately 1,470 feet along the east property line of the said land to the northeast corner of the said land; thence westwardly and northwestwardly approximately 1,550

feet along the north property line of the said land to the northeast corner of land owned by Willard Pyburn; thence northwestwardly approximately 620 feet along the north property line of the said land to the point of intersection of said line and the east right-of-way line of Kingston Springs Road; thence westwardly approximately fifty feet in a straight line to the west right-of-way line of Kingston Springs Road; thence southwestwardly along the west right-of-way line of Kingston Springs Road to the northeast corner of land on the west side of Kingston Springs Road owned by the National Life and Accident Insurance Company; thence westwardly approximately 2,580 feet along the north property line of the said land to the point of intersection of said line and the center line of Harpeth River; thence southwestwardly and westwardly and northwestwardly approximately three thousand feet along the meanders of the center line of Harpeth River to the point of intersection of the said center line and present corporate boundary line of the city of Kingston Springs; thence westwardly and southwardly and westwardly approximately 1,725 feet along the present corporate-limits line to the pointcf beginning.

Now, therefore, be it resolved by the City Commission of Kingston Springs, Tennessee, that:

Section 1. There is hereby adopted, for the area bounded and described above, the following plan of service:

a. Streets - Emergency maintenance of streets (repair of haz ardous chuck holes, measures necessary for traffic flow, etc.) will begin on the effective date of annexation. Routine maintenance on the same basis as in the present city, will begin in the annexed area within one month of the effective date of annexation. Reconstruction and resurfacing of streets, and other such major improvements, as the need therefore is determined by the governing body, will be accomplished under current policies of the city.

b. Street Lighting

c. Fire Protection

Section 2. This resolution shall be effective from and after its adoption.

The foregoing resolution adopted by Kingston Springs City Commission in special session duly called this November 15, 1971.

Resolution 7-71

A RESOLUTION CALLING A PUBLIC HEARING TO DETERMINE WHETHER CERTAIN TERRITORY SHOULD BE ANNEXED TO KINGSTON SPRTNGS, TENNESSEE

Whereas it appears that the prosperity of Kingston Springs and of the territory described herein may be materially retarded, and the safety and welfare of the inhabitants and property thereof endangered, if such territory is not annexed; and,

Whereas the annexation of such territory may be deemed necessary for the welfare of the residents and property owners

of the said affected territory and of Kingston Springs as a whole:

Now, therefore, be it resolved by the Kingston Springs City Commission that:

The Mayor he and he hereby is instructed and authorized to have published in “The Ashland City Times,” anewspaper of general circulation in Kingston Springs and in Cheatham County, Tennessee, on the 17th of November, 1971, a notice that a public hearing before this body will be held at Kingston Springs School in Kingston Springs at eight p.m. on Monday November 29th, 1971, to determine whether territory adjoining the present corporate boundaries and described as follows should be annexed, to wit:

beginning at the point of intersection of the present corporate limits line and the west property line of land owned by Mrs. J. E. Brewton, at or near the northwest corner of land owned by Mrs. J. E. Brewton; thence southwardly approximately 2,015 feet along the west property line of land owned by Mrs. J. E. Brewton to the southwest corner of the said land; thence eastwardly approximately seven hundred feet along the south property line of

land owned by Mrs. J. E. Brewton to the northwest corner of land owned by Len Johnson and wife; thence southwardly approximately 815 feet along the west property line of land owned by Leo Johnson and wife to the southwest corner of the said land; thence eastwardly approximately 2,700 feet along the south property line of land owned by Leo Johnson and wife to the southeast corner of the said land; thence southwardly approximately 125 feet along the west property line of land owned by Mrs. W. J. Moore to the point of intersection of the west property line of Mrs. W. J. Moore and the north right-of-way line of Interstate Route 40; thence southwardly approximately 290 feet across Interstate Route 40 to the point of intersection of the south right-of-way line of Interstate Route 40 and the west property line of land owned by Joe Kidd Brown; thence eastwardly approximately 840 feet along the south rightof-way line of Interstand Route 40 to the point of intersection of the south right-of-way line of Interstate Route 40 and the east property line of land owned by Joe Kidd 13xown; thence southwardly approximately 3,360 feet along the east property line of land owned by Joe Kidd Brown to the point of intersection of the east property line of the said land and the south property line of land owned by E. B. and Eva Mays; thence eastwardl.y approximately 550 feet along the south pronerty line of land owned by E. B. and Eva Mays to the point of intersection of the south property line of the said land and the north) right-of-way line of 0 C. C. Road; thence nnrtheastwardly along the north right-of-way line of C. C. C. Road to the point of intersection of the said line and the east property line of land owned by W. G. Owens; thence northwardly along the east property line of land owned by W. C. Owens to the point of intersection of said line and the southwest right-of-way line of Cooper Hill Road at the east property line of land owned by Ernest E. and Grace H. Page; thence northwardly approximately 1,830 feet along the east property line of the said land to the point of intersection of said line and the south right-of-way line of Interstate Route 40; thence northwardly approximately 315 feet across Interstate Route 40 to the point of intersection of the north right-of-way line of Interstate Route 40 and the east property line of land owned by Henry Hudson, Wilson Matloctc, and Joyce Wiley; thence northwardly approximately 375 feet along the east property line of the said land to the southeast corner of land owned by Allie V. Hannah; thence northwardly approximately 765 feet along the east property line of the said land to the point of intersection of the said line and the south property line of land owned by National Life and Accident Insurance Company; thence eastwardly approximately 415 feet along the south proper ty line of the said land to the southeast corner of the said land; thence northeastwardly approximately 1,470 feet along the east property line of the said land to the northeast corner of the said land; thence westwardly and northwestwardly approximately 1,550 feet along the north property line of the said land to the northeast corner of land owned by Willard Pyburn; thence northwestwardly approximately 620 feet along the north property line of the said land to the point of intersection of said line and the east right-of-way line of Kingston Springs Road; thence westwardly approximately fifty feet in a straight line to the west right-of-way line of Kingston Springs Road; thence southwestwardly along the west right-of-way line of Kingston Springs Road to the northeast corner of land on the west side of Kingston Springs Road owned by the National Life and Accident Insurance Company; thence westwardly approximately 2,580 feet along the north property line of the said land to the point of intersection of said line and the center line of Harpeth River; thence southwesti-vardly and westwardly and northwestwardly appnximately three thousand feet along the meanders of the center line of Harpeth River to the point of intersection of the said center line and present corporate boundary line of the city of Kingston Springs; thence westwardly and southwardly and westwardly approximately 1,725 feet along the present corporate-limits line to the pointof beginning.

The foregoing resolution adopted by Kingston Springs City Commission in special session duly called this November 15, 1971.

Resolution 8-71

February 28, 1972

BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs,Tennessee that the Municipal Technical Advisory Service of the University of Tennessee be and is hereby requested to conduct a study to determine the feasibility of annexing certain territory east of the present corporate limits of the Town of Kingston Springs,Tenn.

Resolution 9-71

A RESOLUTION ADOPTING A PLAN OF SERVICE FOR ANNEXATION OF THE HARPETH-BEND AREA BY THE CITY OF KINGSTON SPRINGS

Whereas, Tennessee Code Annotated §6-309 as amended requires that a plan of service be adopted by the governing body of a city before passage of an ordinance annexing an area of more than 4 square mile of having a population of more than five hundred people;

Whereas, the city of Kingston Springs is contemplating annexation of an area bounded as follows:

> beginning at a point in the present corporate limits line at the intersection of the east property line of land owned by Ernest E. and Grace H. Page and the south right-of-way line of Interstate Route 40; thence eastwardly approximately 365 feet along the south rightof-way line of Interstate Route 40 to the intersection of the said line and the centerline of Harpeth River; thence northeastwardly and northwardly and westwardly and southwestwardly approximately 24,950 feet along the meanders of the centerline of Harpeth River to the point of intersection of the said centerline and the present corporate boundary of Kingston Springs; thence eastwardly and southwardly apprxomately 8,210 feet along the present corporate limits line to the point of beginning.

Now, therefore, be it resolved by the City Commission of Kingston Springs, Tennessee, that:

Section 1. There is hereby adopted, for the area bounded and described above, the following plan of service;

a. Streets: Emergency maintenance of streets (repair of hazardous chuck holes, measures necessary for traffic flow, etc.) will begin on the effective date of annexation.

   Routine maintenance on the same basis as in the present city, will begin in the annexed area within one month of the effective date of annexation.

   Reconstruction and resurfacing of streets, and other such major improvements, as the need therefore is determined by the governing body, will be accomplished under current policies of the city.

b. Street signs: Street name signs where needed will be installed within approximately six months after the effective date of annexation.

c. Fire Protection

Section 2. This resolution shall be effective from and after its adoption.

The forgoing resolution adopted by Kingston Springs City Commission in special session duly called this March 13, 1972.

Resolution 10-71

A RESOLUTION CALLING A PUBLIC HEARING TO DETERMINE WHETHER CERTAIN TERRITORY SHOULD BE ANNEXED TO KINGSTON SPRINGS, TENNESSEE

Whereas it appears that the prosperity of Kingston Springs and of the territory described herein may be materially retarded, and the safety and welfare of the inhabitants and property thereof endangered, if such territory is not annexed: and,

Whereas the annexation of such territory may be deemed necessary for the welfare of the residents

and property owners of the said affected territory and of Kingston Springs as a whole:

Now, therefore, be it resolved by the Kingston Springs City Commission that:

The Mayor be and he hereby is instructed and authorized to have published in the "Ashland City Times," a newspaper of general circulation in Kingston Springs and in Cheatham County, Tennessee, on March 15th, 1972, a notice that a public hearing before this body will be held at Kingston Springs School in Kingston Springs at eight p.m. on March 27th, 1972, to determine whether territory adjoining the present corporate boundaries and described as follows should be annexed, to wit:

> beginning at a point in the present corporate limits line at the intersection of the east property line of land owned by Ernest E. and Grace H. Page and the south right-of-way line of Interstate Route 40; thence eastwardly approximately 365 feet along the south right-of-way line of Interstate Route 40 to the intersection of the said line and the centerline of Harpeth River; thence northeastwardly and northwardly and westwardly and southwestwardly approximately 24,950 feet along the meanders of the centerline of Harpeth River to the point of intersection of the said centerline and the present corporate boundary of Kingston Springs; thence eastwardly and southwardly approximately 8;210 feet along the present corporate limits line to the point of beginning.

The foregoing resolution adopted by Kingston Springs City Commission in special session duly called this March 13th 1972.

Resolution 11-71

A Resolution establishing authorized and required signatures on instruments calling for the withdrawal of funds of the Town of Kingston Springs,Tenn.from the official depository.

WHEREAS,the Bank of Kingston Springs has been designated as the official depository of the Town of Kingston Springs: and

WHEREAS,the official depository now requires official notice of the signatures required to be affixed to checks,drafts or other orders of the Town of Kingston Springs in order for the official depository to honor such instruments:

NOW,THEREFORE,BE IT RESOLVED that the above bank,as a designated depository of this corporation, be, and it is hereby requested,authorized,and directed to honor checks,drafts,or other orders for the payments of money drawn in this corporation's name,includimg these payable to the individual order of any person or persons whose name or names appear thereon as signer or signers thereof,when-and only when-bearing or purporting to bear the signatures of both of the following:

NAME	TITLE
W.R. Mays	Mayor
E.B. Mays	Recorder-Treasurer

and the above bank shall be entitled to honor and charge this corporation for such checks,drafts or other orders,regardless of by whom or by what means the actual or purported signature or signatures thereon may have been affixed thereto, if such signature or signatures resemble the specimens duly certified to or filed with the above bank by the City Recorder-Treasurer or other officer of this corporation.

This resolution supersedes Resolution No.5-71 adopted October 12,1971.

ADOPTED 10-20-72

Resolutions 1974

Resolution 1-74

A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR IN BEHALF OF THE CITY OF KINGSTON SPRINGS TO ENTER INTO A CONTRACT WITH LLOYD LINK DOING BUSINESS AS SOUTH CHEATHAM DISPOSAL COMPANY

Whereas it appears necessary for the city to provide garbage-disposal service for all of its citizens; and

Whereas Lloyd Link of Kingston Springs, doing business as South Cheatham Disposal Company, has extended an offer to provide such services on condition that the city contract with him for him and his successors to have an exclusive franchise for performing such services within this city for a period of time:

Now, therefore, be it resolved by the City Commission of Kingston Springs, Tennessee, that the Mayor is hereby directed and authorized in behalf of the city to enter into a contract providing that South Cheatham Disposal Company have an exclusive franchise for garbage-collection services within the city of Kingston Springs, and also within any other areas which may be annexed to it during the term of such contract, provided that residents of the city will be charged not more than five dollars a month for residential garbage-disposal service, that the term of the contract be not more than two years with an extention option or options totaling not more than three additional years, that all records concerning the exercise of such franchise be kept according to standards acceptable to this city and open at all times for inspection by officers of this city, and that not less than five percent of the gross receipts from such service performed within this city be paid monthly in cash to this city. The foregoing resolution was adopted by Kingston Springs City Commission in session duly called this January 18, 1974.

Resolution 2-74

March 21, 1974 by Blackburn

WHEREAS, The Honorable Raymond May, and the Honorable Ed Clark are regarded as respected citizens with genuine concern for the community welfare; and

WHEREAS, The Honorable Raymond Mays and the Honorable Ed Clark rendered invaluable service to the Town of Kingston Springs as members of the Board of Conmissioners during terms of office which ended February 1974; and

WHEREAS, The Honorable Raymond Mays, serving as Mayor, provided effective leadership and meritorious cry ice t•o the Town of Kingston springs during its formative years as an incorporated community; now, therefore;

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, THAT this body recognizes the important contributions of these men by expressing its appreciation for their past efforts as private citizens and conscientious public .servants: and

BE IT FURTHER RESOLVED, THAT this body on a continuing basis seek and solicit their advice and counsel on municipal matter; and

BE IT FURTHER RESOLVED, THAT a copy of this resolution be transmitted by mail to the Honorable Raymond Mays and the Honorable Ed Clark.

ADOPTED MARCH 21, 1974

Resolution 3-74

A RESOLUTION ESTABLISHING AUTHORIZED AND REQUIRED SIGNATURES ON INSTRUMENTS CALLING FOR THE WITHDRAWAL OF FUNDS OF THE TOWN OF KINGSTON SPRINGS FROM THE OFFICIAL DEPOSITORY.

BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee that Halleen Liles be given authority to sign checks along with the Mayor for withdrawal of funds.

The foregoing resolution was adopted by Kingston Springs City Commission in session duly called this 21st day of March 1974.

Resolution 4-74

WHEREAS, the City has in recent years experienced a remarkable increase in population and continues to enjoy a substantial increase in residential construction by new families moving into the City from Nashville and surrounding areas;

WHEREAS, because of the City's proximity to transportation facilities and its significant increase in population and resultant labor force, it has become more and more attractive to new business and industry, and established businesses have grown to meet the demand for products and services;

WHEREAS, the frequency and volume of usage of South Central Bell Telephone lines between Nashville and the City have increased substantially and most certainly warrant extended area service between the two cities; and

WHEREAS, South Central Bell Telephone Company has already granted this service to many other communities surrounding Nashville,

NOW THEREFORE BE IT RESOLVED:

That the Commissioners of the City of Kingston Springs go on record as fully supporting the application to South Central Bell Telephone Company for extended area service to the City; and

BE IT FURTHER RESOLVED:

That the City Attorney be, and he is hereby directed to enter into negotiations with the proper authorities of South Central Bell Telephone Company to effectuate the granting of extended area service to residents and businesses of this City.

Resolutions 1975

Resolution 1-75

by Blackburn

WHEREAS, the cost of administrating the City Court of the Town of Kingston Springs have increased tremendously in recent months; and

WHEREAS, it appears reasonable that a $5.00 fee increase would be appropriate to cover the administrative cost of the City Court; now, therefore;

BE IT RESOLVED BY THE BOARD OF CITY COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, that the court costs of the Kingston Springs City Court be raised to $23.50 per case effective November 24, 1975.

ADOPTED November 20, 1975

Resolution 4-75

by Blackburn

WHEREAS, the cost of administrating the City Court of the Town of Kingston Springs have increased tremendously in recent months; and

WHENFAB, it appears reasonable that a $5.00 fee increase would be appropriate to cover the administrative cost of the City Court; now, therefore;

BE IT RESOLVED BY THE BOARD OF CITY COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, that the court costs of the Kingston Springs City Court be raised to S23.50 per case affective November 21, 1975.

ADOPTED November 20, 1975

Resolutions 1976

Resolution 1-76

FORMER MAYOR COMMENDATION Vice Mayor Blackburn made a resolution of commendation for Edward T. Tritschler serving the last two years as Mayor, and without his leadership and efforts much of the progress that the city enjoyed would not have been possible. Vice-Mayor Blackburn further moved that the City Attorney draft said resolution, and that said resolution be forwarded to Edward Tritschler signed by all members of the Board. Resolution was seconded by Mayor Staggs. Roll call vote - Staggs-aye; Blackburnaye; Tritschler-pass.

Resolution 2-76

CORPORATE RESOLUTION FOR THE ACCOUNT OF Town of Kingston Springs, Road Fund Box 64, Kingston Springs, Tenn. 37082

I Jeanette Bradshaw, City Recorder of Town of Kingston Springs do hereby certify, a corporation duly organized and existing under the laws of the state of Tennessee, do hereby certify that the following is a true and correct copy of certain resolutions duly adopted by the Board of Directors of said corporation at a meeting thereof duly called and held on the 19th day of February, 1976, at which a quorum was present; that said resolutions have been duly entered on the Minute Book of this corporation; that the same are in conformity with the charter and by-laws of said corporation and have never been modified or recended:

RESOLVED that Cheatham State bank in Kingston Springs be and the same is designated as a depository of this corporation; that any officer of this corporation be and he is hereby authorized to open an account or accounts with said bank on such terms and conditions as he may deem proper; that said Bank is authorized to accept for deposit or collection and draft of check or other instrument bearing the endorsement of this corporation, whether stamped, written, or otherwise, and with or without the designation of the person making such endorsement.

BE IT FURTHER RESOLVED that any and all funds of this corporation in any such account or accounts may be withdrawn by check, draft, order, or other instrument when signed in the name of this corporation by any two of the folowing officers or employees, to-wit: (*)(Give name and title)

Jerry L. Staggs, Mayor Stephen W. Blackburn, Vice-Mayor Edward T. Tritschler, Commissioner Jeanette Bradshaw, City Recorder

And the said Bank is hereby authorized to pay such checks, drafts, orders or other instruments, and also to receive the same for the credit of or in payment from the payee or any other holder when so signed, without inquiry as to the circumstances of their issue or the disposition of their proceeds, whether drawn to cash or bearer, or to the individual order of, or tendered in payment of individual obligations of the officers or employees above named, or other officers or employees of this company, or otherwise.

BE IT FURTHER RESOLVED that any two of the following officers, to-wit:

Jerry L. Staggs, Mayor

Stephen W. Blackburn, Vice-Mayor

Edward T. Tritschler, Commissioner

Jeanette Bradshaw, City Recorder

be and they are hereby authorized on behalf of this corporation from time to time to borrow money and obtain credit from The Cheatham State Bank in Kingston Springs without limit as to amount, on such terms as are deemed by said officer(s) advisable; to sell or discount any notes, buts or accounts receivame, acceptanRs or any other instruments or property of this corporation on such terms as said officer(s) deem advisable; as security for the payment of any and all such loans and credits, renewals, extensions and changes in form thereof, and/or for the payment of any or all other indebtedness, liabilities and obligations of this corporation to said Bank, actual, direct and contingent, now existing or hereafter arising, howsoever created, held and/or acquired by said Bank, whether in the usual course of business dealings or otherwise, to assign, pledge, hypothecate, mortgage, trustee

or otherwise create a lien upon, or transfer title to any stocks, bonds, debentures, notes, bills or accounts receivable, bills of lading, warehouse receipts, choses in action, instruments, negotiable or otherwise, real estate, including royalty or mineral interests in land, or oil and gas mining leases, or any other property of this corporation, on such terms as are deemed by said officer(s) to be advisable; and, in futherance of and in connection with the foregoing, to make, execute and deliver in the name of and on behalf of this corporation, under its corporate seal or otherwise, checks, notes, renewal notes and extensions, assignments, endorsements, mortgages, deeds of trust, guaranties, or other instruments or instructions as may be deemed advisable by said officer(s).

BE IT FURTHER RESOLVED that all actions heretofore taken by said officer(s) in obtaining loans or credits on behalf of this corporation and in the exercise of the authority and powers herein granted are hereby ratified, adopted and confirmed.

BE IT FURTHER RESOLVED that said Bank is authorized to follow the instructions of said officer(s) in the disposition of any proceeds of any such loan, credit, discount, or sale, whether for payment to or for credit in this or any other bank to the account of this corporation, or such officer (s) individually or in their official capacity, or any third person, or otherwise. BE IT FURTHER RESOLVED that the foregoing resolutions are to continue in force until written notice of rescission or modification thereof has been received by said Bank.

IN WITNESS WHEREOF, we have hereunto set our hands and the seal of this corporation this the 5th day of March 1976.

Resolution 3-76

A RESOLUTION TO MAKE APPLICATION TO THE TENNESSEE DEPARTMENT OF HIGHWAYS

Be it ordained by the Board of Commissioners of the City of Kingston Springs, Tennessee that:

Section 1. Formal application be made to the Tennessee Department of Highways for assistance in planning an adequate connecter route to the system of interstate highways under the applicable rules and regulations of the highway department and the provisions of the LOCAL INTERSTATE CONNECTER ROUTE ACT OF 1965 AS:AMENDED.

Section 2: A representative of the city cooperate in all respects with the Tennessee Department of Highways in order to pursue any applicable aid available to the city of Kingston Springs by the Tennessee Department of Highways.

Section 3. This resolution shall be effective from and after its final passage, the public welfare of the City of Kingston Springs requiring it.

Resolution 4-76

The following resolution was proposed by Mayor Staggs: Be it resolved that in view of the above petition indicating that Vice-Mayor Blackburn is not a bonafide resident of the City of Kingston Springs, we hereby declare a vacancy exists on the Board of Commissioners. Commissioner Tritschler seconded the resolution. Roll call vote - Staggs-aye; Blackburn-abstain; Tritschler-aye.

Resolution 5-76

RESOLUTION TO COMMEND VICE-MAYOR BLACKBURN Mayor Staggs proposed a resolution of commendation to Vice-Mayor Stephen W. Blackburn in appreciation for his time, leadership, and service to the Town of Kingston Springs during his term in office.

Resolution 6-76

CORPORATE RESOLUTION FOR THE ACCOUNT OF Town of Kingston Springs, General Account Box 64, Kingston Springs, Tenn. 37082

I Jeanette Bradshaw, City Recorder of Town of Kingston Springs do hereby certify, a corporation duly organized and existing under the laws of the state of Tennessee, do hereby certify that the follow-

ing is a true and correct copy of certain resolutions duly adopted by the Board of Directors of said corporation at a meeting thereof duly called and held on the 14th day of September, 1976, at which a quorum was present; that said resolutions have been duly entered on the Minute Book of this corporation; that the same are in conformity with the charter and by-laws of said corporation and have never been modified or recended:

RESOLVED that Cheatham State bank in Kingston Springs be and the same is designated as a depository of this corporation; that any officer of this corporation be and he is hereby authorized to open an account or accounts with said bank on such terms and conditions as he may deem proper; that said Bank is authorized to accept for deposit or collection and draft of check or other instrument bearing the endorsement of this corporation, whether stamped, written, or otherwise, and with or without the designation of the person making such endorsement.

BE IT FURTHER RESOLVED that any and all funds of this corporation in any such account or accounts may be withdrawn by check, draft, order, or other instrument when signed in the name of this corporation by any two of the folowing officers or employees, to-wit:

Jerry L. Staggs, Mayor

Edward T. Tritschler, Commissioner

Jeanette Bradshaw, City Recorder

And the said Bank is hereby authorized to pay such checks, drafts, orders or other instruments, and also to receive the same for the credit of or in payment from the payee or any other holder when so signed, without inquiry as to the circumstances of their issue or the disposition of their proceeds, whether drawn to cash or bearer, or to the individual order of, or tendered in payment of individual obligations of the officers or employees above named, or other officers or employees of this company, or otherwise.

BE IT FURTHER RESOLVED that any two of the following officers, to-wit:

Jerry L. Staggs, Mayor

Edward T. Tritschler, Commissioner

Jeanette Bradshaw, City Recorder

be and they are hereby authorized on behalf of this corporation from time to time to borrow money and obtain credit from The Cheatham State Bank in Kingston Springs without limit as to amount, on such terms as are deemed by said officer(s) advisable; to sell or discount any notes, buts or accounts receivame, acceptanRs or any other instruments or property of this corporation on such terms as said officer(s) deem advisable; as security for the payment of any and all such loans and credits, renewals, extensions and changes in form thereof, and/or for the payment of any or all other indebtedness, liabilities and obligations of this corporation to said Bank, actual, direct and contingent, now existing or hereafter arising, howsoever created, held and/or acquired by said Bank, whether in the usual course of business dealings or otherwise, to assign, pledge, hypothecate, mortgage, trustee or otherwise create a lien upon, or transfer title to any stocks, bonds, debentures, notes, bills or accounts receivable, bills of lading, warehouse receipts, choses in action, instruments, negotiable or otherwise, real estate, including royalty or mineral interests in land, or oil and gas mining leases, or any other property of this corporation, on such terms as are deemed by said officer(s) to be advisable; and, in futherance of and in connection with the foregoing, to make, execute and deliver in the name of and on behalf of this corporation, under its corporate seal or otherwise, checks, notes, renewal notes and extensions, assignments, endorsements, mortgages, deeds of trust, guaranties, or other instruments or instructions as may be deemed advisable by said officer(s).

BE IT FURTHER RESOLVED that all actions heretofore taken by said officer(s) in obtaining loans or credits on behalf of this corporation and in the exercise of the authority and powers herein granted are hereby ratified, adopted and confirmed.

BE IT FURTHER RESOLVED that said Bank is authorized to follow the instructions of said officer(s) in the disposition of any proceeds of any such loan, credit, discount, or sale, whether for payment to or for credit in this or any other bank to the account of this corporation, or such officer (s) individually or in their official capacity, or any third person, or otherwise.

BE IT FURTHER RESOLVED that the foregoing resolutions are to continue in force until written notice of rescission or modification thereof has been received by said Bank.

IN WITNESS WHEREOF, we have hereunto set our hands and the seal of this corporation this the 14th day of September 1976.

Resolution 7-76

RESOLUTION FOR SPECIAL CITY ELECTION Mayor Staggs further authorized the Mayor to contact the County Election Commission to commence with preparations to hold a Special City Election to fill the unexpired term of former Vice-Mayor Stephen W. Blaqkburn. Commissioner Tritschler seconded the resolution. Roll call vote - Staggs-aye; Tritschler-aye.

Resolution 8-76

Mayor Staggs moved that the following resolution be adopted: that Constable Thomas B. Windrow be authorized to issue city warrants; that he implement whatever requirements are necessary to authorize the constable to issue city warrants; that the City of Kingston Springs pay Constable Windrow an arrest fee of $10.00 for each warrant collected. Commissioner Law seconded the resolution. Roll call vote - Staggs-aye; Tritschler-pass; Law-aye.

Resolution 9-76

CORPORATE RESOLUTION FOR THE ACCOUNT OF Town of Kingston Springs, Grant Fund Box 64, Kingston Springs, Tenn. 37082

I Jeanette Bradshaw, City Recorder of Town of Kingston Springs do hereby certify, a corporation duly organized and existing under the laws of the state of Tennessee, do hereby certify that the following is a true and correct copy of certain resolutions duly adopted by the Board of Directors of said corporation at a meeting thereof duly called and held on the 16th day of December, 1976, at which a quorum was present; that said resolutions have been duly entered on the Minute Book of this corporation; that the same are in conformity with the charter and by-laws of said corporation and have never been modified or recended:

RESOLVED that Cheatham State bank in Kingston Springs be and the same is designated as a depository of this corporation; that any officer of this corporation be and he is hereby authorized to open an account or accounts with said bank on such terms and conditions as he may deem proper; that said Bank is authorized to accept for deposit or collection and draft of check or other instrument bearing the endorsement of this corporation, whether stamped, written, or otherwise, and with or without the designation of the person making such endorsement.

BE IT FURTHER RESOLVED that any and all funds of this corporation in any such account or accounts may be withdrawn by check, draft, order, or other instrument when signed in the name of this corporation by any two of the folowing officers or employees, to-wit: (*)(Give name and title)

Jerry L. Staggs, Mayor Edward T. Tritschler, Commissioner Larry Law, Commissioner Jeanette Bradshaw, City Recorder

And the said Bank is hereby authorized to pay such checks, drafts, orders or other instruments, and also to receive the same for the credit of or in payment from the payee or any other holder when so signed, without inquiry as to the circumstances of their issue or the disposition of their proceeds, whether drawn to cash or bearer, or to the individual order of, or tendered in payment of individual obligations of the officers or employees above named, or other officers or employees of this company, or otherwise.

BE IT FURTHER RESOLVED that any two of the following officers, to-wit:

Jerry L. Staggs, Mayor

Edward T. Tritschler, Commissioner

Larry Law, Commissioner

Jeanette Bradshaw, City Recorder

be and they are hereby authorized on behalf of this corporation from time to time to borrow money and obtain credit from The Cheatham State Bank in Kingston Springs without limit as to amount, on such terms as are deemed by said officer(s) advisable; to sell or discount any notes, buts or accounts receivame, acceptanRs or any other instruments or property of this corporation on such terms as said officer(s) deem advisable; as security for the payment of any and all such loans and credits, renewals, extensions and changes in form thereof, and/or for the payment of any or all other indebtedness, liabilities and obligations of this corporation to said Bank, actual, direct and contingent, now existing or hereafter arising, howsoever created, held and/or acquired by said Bank, whether in the usual course of business dealings or otherwise, to assign, pledge, hypothecate, mortgage, trustee or otherwise create a lien upon, or transfer title to any stocks, bonds, debentures, notes, bills or accounts receivable, bills of lading, warehouse receipts, choses in action, instruments, negotiable or otherwise, real estate, including royalty or mineral interests in land, or oil and gas mining leases, or any other property of this corporation, on such terms as are deemed by said officer(s) to be advisable; and, in futherance of and in connection with the foregoing, to make, execute and deliver in the name of and on behalf of this corporation, under its corporate seal or otherwise, checks, notes, renewal notes and extensions, assignments, endorsements, mortgages, deeds of trust, guaranties, or other instruments or instructions as may be deemed advisable by said officer(s).

BE IT FURTHER RESOLVED that all actions heretofore taken by said officer(s) in obtaining loans or credits on behalf of this corporation and in the exercise of the authority and powers herein granted are hereby ratified, adopted and confirmed.

BE IT FURTHER RESOLVED that said Bank is authorized to follow the instructions of said officer(s) in the disposition of any proceeds of any such loan, credit, discount, or sale, whether for payment to or for credit in this or any other bank to the account of this corporation, or such officer (s) individually or in their official capacity, or any third person, or otherwise. BE IT FURTHER RESOLVED that the foregoing resolutions are to continue in force until written notice of rescission or modification thereof has been received by said Bank.

IN WITNESS WHEREOF, we have hereunto set our hands and the seal of this corporation this the 16th day of December 1976.

Resolutions 1977

Resolution 1-77

AN ORDINANCE ADOPTING AND ENACTING A CODIFICATION AND REVISION Of THE ORDLNANCES OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE.

WHEREAS, many of the ordinances. of the Town of Kingston Springs, Tennessee, are obsolete, and

WHEREAS many of the other ordinances of the Town of Kingston Springs are inconsistent with each other or are otherwise inad equate, and

WHEREAS the Commissioners of the Town of Kingston Springs has caused Its ordinances of a general, continuing and permanent application or of a penal nature to be codified and revised and the same are embodied in a code of ordinances known as the "Town of Kingston Springs Municipal Code", now, therefore:

BE IT ORDAINED BY THE COPCMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, THAT:

Section 1. Ordinances Codified. The ordinances of the Town of Kingston Springs of a general, continuing and permanent application or of a penal nature, as codified and revised in the following "titles" namely "titles" 1 to 7, both inclusive, are ordained and adopted as the "Kingston Springs Municipal Code", hereinafter referred to as the "Municipal Code."

Section 2. Ordinances repealed. Alll ordinances of a general, continuing and permanent application or of a penal nature not contained in the Municipal Code are hereby repealed from and after the effective date of said code, except ordinances passed from January 1, 1975 to the date of this act, said ordinances held in the hands of the City Recorder.

Section 3. Date of cifect. This ordinance shall take effect from and after its final passage, the public welfare requiring it, and the Municipal Code, including all the codes and ordinances therein adopted by reference, shall he effective on and after that date.

Passed first reading November 18, 1976

Passed second reading December 16, 1976

Passed third reading january 20, 1977

Resolution 2-77

A RESOLUTION SPECIFICALLY AUTHORIZING CITY PERSONNEL TO RECEIVE FUNDS FROM THE CHEATHAM STATE BANK ON BEHALF OF THE CITY, AND AN ASSIGNMENT OF CITY INCOME TO SAID BANK AS COLLATERAL.

BE IT RESOLVED by the Board of Commissioners of the City of Kingston Springs, Tennessee, that:

WHEREAS, the City of Kingston Springs has passed an Ordinance authorizing the City to borrow all nnnies necessary in order to finance adequate repairs to certain roads located within the city limits of Kingston Springs, and

WHEREAS, an agreement has been reached by and between the city and the Cheatham State Bank whereby said Bank has agreed to lend the City of Kingston Springs a maximum of One Hundred Thousand ($100,000.00) Dollars, said monies to be paid back over an eight (8) year period, at an interest rate of seven (7%) percent, leaving a monthly payment to said Bank of a maximum of one Thousand Three Hundred Sixty Three and 38/100 ($1,363.38) Dollars, if the total $100,000.00 is borrowed, and

WHEREAS, said Bank has requested that the City designate the appropriate personnel from the City to receive said monies and further, said Bank has requested an assignment of certain monies from the City,

IT IS, THEREFORE, RESOLVED that:

1. All funds to be lent to the City pursuant to the above-described agreement shall be signed for and received by Ed Tritschler, Mayor of Kingston Springs, and Thomas V. White, City Attorney, and

BE IT FURTHER RESOLVED that the City of Kingston Springs recognizes its obligation to repay all said monies received pursuant to said loan agreement, and that in order to secure said payment to the Cheatham State Bank the City of Kingston Springs does hereby assign, up to a maximum of $1,363.38

(or a lesser amount, depending upon the amount of the loan) of all monies coming into the City's hands from whatever source, including but not limited to sales tax, gasoline tax, beer tax, and any other funds that come to the City's treasury, the City recognizing that the first said monies every month, not to exceed $1,363.38, are pledged to the Cheatham State Bank in order to repay the loan in question.

This resolution shall be effective from and after its final passage, the public welfare of the City of Kingston Springs requiring it.

Resolution 3-77

WHEREAS, the Town of Kingston Springs, Tennessee, desires to construct a boat launching ramp on the Harpeth River for the convenience of the general public, and

WHEREAS, the Stare of Tennessee makes available though the Department of Transportation participating funds for the construction of projects such as the Town of Kingston Springs desires to carry out, and

WHEREAS, the Town of Kingston Springs may be elliglble lot participating funds from the State of Tennessee for the construction of said project.

NOW, THEREFORE, be It resolved by the Board of Commissioners of the Town of Kingston Springs as follows:

1. That the Town of Kingston Springs make apptication to the Tennessee Department of Transportation for participating funds for the construction of a boat launching ramp.
2. That the Town of Kingston Springs accept the Tennessee Department of Transportation's offer of participating funds, if tendered, and that the Town of Kingston Springs comply with all requirements of said offer.
3. That the Mayor of the Town of Kingston Springs be the representative of the Town for alt required official actions concerning the proposed project and that he be and hereby is authorized to sign all documents required in connection with this project.

Adopted this 9th day of June, 1977.

Resolution 4-77

AN ORDINANCE PROHIBITING THROUGH TRAVEL BY ANY VEHICLE WEIGHING 5 TONS OR MORE ON THE STREETS AND ROADS WITHIN THE CITY LIMITS OF THE CITY OF KINGSTON SPRINGS, TENNESSEE, UNLESS SAID VEHICLE IS OWNED BY A RESIDENT OF THE CITY OF KINGSTON SPRINGS, HAS ITS PLACE OF ORIGIN WITHIN THE CITY LIMITS, OR HAS DELIVERIES TO MAKE WITHIN THE CITY LIMITS OF THE CITY OF KINGSTON SPRINGS, TENNESSEE.

Be it ordained by the Board of Commissioners of the City of Kingston Springs, Tennessee, that:

Section 1. Through travel by any vehicle weighing 5 tons or more shall be prohibited on the streets and roads within the City Limits of the City of Kingston Springs, Tennessee, unless said vehicle is owned by a resident of the City of Kingston Springs, has its place of origin within the City Limits, or has deliveries to make within the City Limits of the City of Kingston Springs, Tennessee.

Section 2. The penalty for violation of this ordinance shall be a fine not to exceed Fifty ($50.00) Dollars per violation.

Section 3. This Ordinance shall become effective from and after its final passage, the public welfare of the City requiring it.

Resolution5-77

A RESOLUTION RESCINDING THE CITY RESOLUTION AS ATTACHED WHICH WAS PASSED ON THURSDAY, JULY 21, 1977

BE IT RESOLVED by the Board of Commissioners of the City of Kingston Springs, Tennessee, that:

WHEREAS, the City of Kingston Springs, Tennessee, passed on Thursday, July 21, 1977, a resolution which, in the interest of the City, should be rescinded.

IT IS, THEREFORE, RESOLVED THAT:

1. The resolution, as attached, is hereby rescinded in order that the Resolution in compliance with Section 6-1603 of the Tennessee Code be passed and delivered to the State Director of Local Finance in order that the monies to be borrowed by the City of Kingston Springs for the repair of Highway 5162 be approved by said State Director of Local Finance.

This resolution shall be effective from and after its final passage, the public welfare of the City of Kingston Springs requiring it.

Resolution 6-77

A RESOLUTION SPECIFICALLY AUTHORIZING CITY PERSONNEL TO RECEIVE FUNDS FROM THE CHEATHAM STATE BANK ON BEHALF OF THE CITY, AND AN ASSIGNMENT OF CITY INCOME TO SAID BANK AS COLLATERAL.

BE IT RESOLVED by the Board of Commissioners of the City of Kingston Springs, Tennessee, that:

WHEREAS, the City of Kingston Springs has passed an Ordinance authorizing the City to borrow all annies necessary in order to finance adequate repairs to certain roads located within the city limits of Kingston Springs, and

WHEREAS, an agreement has been reached by and between the city and the Cheatham State Bank whereby said Bank has agreed to lend the City of Kingston Springs a maximum of one Hundred Thousand ($100,000.00) Dollars, said monies to be paid back over an eight (8) year period, at an interest rate of seven (7%) percent, leaving a monthly payment to said Bank of a maximum of one Thousand Three Hundred Sixty Three and 38/100 ($1,363.38) Dollars, if the total $100,000.00 is borrowed, and WHEREAS, said Bank has requested that the City designate the appropriate personnel from the City to receive said monies and further, said Bank has requested an assignment of certain monies from the City,

IT IS, THEREFORE, RESOLVED that:

1. All funds to be lent to the City pursuant to the above-described agreement shall be signed for and received by Ed Tritschler, Mayor of Kingston Springs, and Thomas V. White, City Attorney, and

BE IT FURTHER RESOLVED that the City of Kingston Springs recognizes its obligation to repay all said monies received pursuant to said loan agreement, and that in order to secure said payment to the Cheatham State Bank the City of Kingston Springs does hereby assign, up to a maximum of $1,363.38 (or a lesser amount, depending upon the amount of the loan) of all monies coming into the City's hands from whatever source, including but not limited to sales tax, gasoline tax, beer tax, and any other funds that come to the City's treasury, the City recognizing that the first said monies every month, not to exceed $1,363.38, are pledged to the Cheatham State Bank in order to repay the loan in question.

This resolution shall be effective from and after its final passage, the public welfare of the City of Kingston Springs requiring it.

Resoution 6-77

RESOLUTION OF THE CITY COMMISSION OF TOWN OF KINCSTON SPRINGS,TENNESSEE, AUTHORIZING THE ISSUANCE OF INTEREST BEARING ROAD REPAIR CAPITAL OUTLAY NOTES NOT TO EXCEED $100,000.00, AND PROVIDING FOR THE PAYMENT OF SAID NOTES.

WHEREAS, it has been determined by this Town of Kingston Springs that it is necessary and desirable to borrow monies for road repair in and for said municipality; and

WHEREAS, sufficient funds are not now available for this purpose and it will be necessary for the Town of Kingston Springs to authorize the issuance of notes to finance this transaction; and

WHEREAS, under the provisions of Chapter 784, Public Acts of 1976; municipalities in Tennessee are authorized through their respective government bodies, upon approval by the State Director of Local Finance, to issue interest bearing capital outlay notes to finance the cost thereof; and

WHEREAS, it appears advantageous to said municipality at this particular time to issue capital outlay notes to finance the coat thereof:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE TOWN OF KINGSTON SPRINGS, Tennessee:

SECTION 1. That, for the purpose of providing funds to finance the cost of road repair in and for said municipality, there shall be issued its negotiable interest bearing capital outlay notes in a principal amount not to exceed $ 100,000.00. That, said notes shall be designated "road repair Capital Outlay Notes" and shall be numbered serially beginning with the Number 1. Each of said notes shall be dated as of the date of issuance thereof, shall mature not later than three (3) years thereafter and shall be of such denomination as may be agreed upon by the Town of Kingston Springs and the purchaser of said notes.

SECTION 2. That, said notes shall bear interest at a rate not to exceed , 7% per annum, payable in such manner as shall be determined by the Town of Kingston Springs, and the purchaser of said notes. Both principal and interest on said notes shall be payable in lawful money of the United States of America at the office of the Cheatham State Bank in Kingston Springs, Tennessee.

SECTION 3. That, said notes shall be subject to redemption at the option of the municipality, in whole or in part, at any time at the principal amount thereof and accrued interest to the date of redemption.

SECTION 4. That, said notes shall be executed in the name of Town of Kingston Springs Tennessee, signed by the Mayor and attested by the City Attorney, with the seal of the municipality attached thereto

SECTION 5. That, said notes shall be in substantially the form attached hereto as Exhibit A.

SECTION 6. That, for the purpose of providing funds with which to pay the principal of and interest accruing on said notes at maturity, there shall be levied upon all taxable property lying within the corporate limits of Kingston Springs, Tennessee, a direct annual tax for each of the years while said notes, or any of them, are outstanding, in amounts sufficient for that purposes any other revenue received by the City according to statutes of the State of Tennessee.

SECTION 7. That, said notes shall not be issued until approval by the State Director of Local Finance shall have been obtained as required by Chapter 784, Public Acts of 1976.

SECTION 8. That, said notes shall not be sold for less than par and accrued interest.

SECTION 9. That, the proceeds of said notes shall be turned over to the Treasurer of said municipality and shall be paid out for the purposes and in the manner required by law and this resolution.

SECTION 10. That, if any of said capital outlay notes shall remain unpaid at the end of three (3) years from the date of issuance of same, the balance of said note or notes shall be converted to bonds as provided by Sections 9-1101 to 9-1119, inclusive, Tennessee Code Annotated, or otherwise liquidated in such manner as approved by the State Director of Local Finance in compliance with statutes relating to the issuance and redemption of bonds and notes.

SECTION 11. That, all orders or resolutions in conflict herewith be and the same are hereby repealed insofar as such conflict exists and this resolution shall become affective immediately upon its passage.

Duly passed and approved this 25th day of July, 1977.

Resolution 7-77

A RESOLUTION FOR THE CREATION OF A PLANNING COMMISSION, PURSUANT TO SECTION 13-501 OF THE TENNESSEE CODE ANNOTATED

BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that:

WHEREAS, pursuant to Section 13-501 of the Tennessee Code Annotated, authority is vested in the Board of Commissioners of the Town of Kingston Springs to establish a Planning Commission, and

WHEREAS, said Planning Commission is in the best interest of the citizens of the community,

IT IS, THEREFORE, RESOLVED THAT:

1. Pursuant to Section 13-501 of the Tennessee Code Annotated, there be hereby established a Municipal Planning Commission. The Planning Commission shall consist of five (5) members, and the members of said Planning Commission shall be appointed by the Mayor, with certain mandatory members as set out in Section 13-501, et se q., of the Tennessee Code Annotated.

2. Said Planning Commission shall work with the Tennessee State Planning Office in order to prepare a comprehensive zoning ordinance to be submitted to the City Commissioners, pursuant to Section 13-601, et sec., and Section 13-701, et sec., of the Tennessee Code Annotated.

This resolution shall be effective from and after its final passage, the public welfare of the City of Kingston Springs requiring it.

Resolutions 1978

Resolution 1-78

Be it resolved by the Board of Commissioners of the Town of Kingston Springs, that; due to the lack of an adequate number of fire hydrants that were originally installed to give fire protection to the citizens of Kingston Springs, certain older sections of the Town should have additional fire hydrants installed. Newer developments within the town are now required by law to install fire hydrants in accordance with the state fire code. To bring these older sections up to current fire code conditions, the residents in these older sections, may, when deemed necessary and when properly advised on proper location and placement by the fire department, petition the Town of Kingston Springs by letter to add an additional fire hydrant in their neighborhood.

Since the cost of fire hydrants in new developments has been born by the residents, it is then equitable that the residents of older sections who request additional hydrants should bear the cost of said hydrants. So as not to penalize these residents, the Town of Kingston Springs will bear the cost of all installations, not including the actual cost of the hydrant, the cost of which is to be paid the city by the requesting residents.

Be it further resolved that the cost of such installations as above mentioned shall be paid from the general fund of the Town of Kingston Springs, the public welfare requiring it.

Resolution 2-78

INTENT OF COOPERATION WITH OTHER UNITS OF LOCAL GOVERNMENT TO DEVELOP AND IMPLEMENT A PLAN FOR WATER QUALITY CONTROL IN ACCORDANCE WITH PL 92 - 500

WHEREAS, pursuant to Section 201 of the Federal Water Pollution Control Act Amendments of 1972, P. L. 92-500 (hereinafter called “the Act”), the Administrator of the-United States Environmental Protection Agency has by regulation published guidelines for the identification of those areas which have substantial water quality control problems (40 CFR Part 126); and have water quality control needs, and

WHEREAS, the Kingston Springs-Pegram area (hereinafter called “the Area”) has been designated by the Tennessee Water Quality Control Board as a 201 Facility Planning Area and designated the Town of Pegram as the lead applicant for said Area, and

WHEREAS, paragraph 35.917-6 of the regulations requires that the affected units of local government within the problem area show their intent, through formally adopted resolutions, to join together in the planning process to develop a plan which will result in coordinated waste water facilties for the area, and

WHEREAS, such planning process and waste collection and treatment facility coordination is a necessary and significant measure to control present point and non-point sources of water pollution and to guide and regulate future developments and growth in the area which may affect water quality in order to prevent, abate and solve existing and potential substantial water quality control problems, now

THEREFORE BE IT RESOLVED THAT the City of Kingston Springs, Tennessee recognizing that the Kingston Springs-Pegram area has water quality control problems, supports designation of the Area pursuant to Section 201 and the Federal regulations, and

BE IT FURTHER RESOLVED THAT the City of Kingston Springs, Tennessee intends to join with other affected units of local government within the boundaries of the area to develop a plan which will result in coordinated waste treatment facilties for the area, and

BE IT FURTHER RESOLVED THAT a draft of the recommended plan, or any portions thereof, which may be submitted to EPA will first be submitted to the City of Kingston Springs for their approval and recommendations which are pertinent to the City of Kingston Springs and overall water quality control.

Approved 1-10-78.

Resolution 3-78

Whereas the State of Tennessee has designated the Kingston Springs-Pegram 201 Facilities Planning Area in such a manner as to include the planning area of the City of Kingston Springs and the Town of Pegram, and

Whereas the City of Kingston Springs and the Town of Pegram are incorporated municipalities within the Kingston Springs-Pegram Planning Area, and

Whereas the Town of Pegram has been designated as lead applicant and grant recipient for the area, and

Whereas the City of Kingston Springs and the Town of Pegram wishes to use their engineers, Whitsitt, Gavin, Holcomb, Inc. to do the planning for the 201 planning area.

Now therefore be it resolved by the city council and mayor of the City of Kingston Springs, Tennessee that the City of Kingston Springs and the Town of Pegram mutually agree to the following items:

1. The Town of Pegram shall be grant recipient for all Environmental Protection Agency (E.P.A.) grant funds allocated for the 201 Facilities Plan.
2. The Town of Pegram shall disburse the E.P.A. grant funds allocated to the City of Kingston Springs portion of the work to Whitsitt, Gavin, Holcomb, Inc. as provided for the the A/E agreement.
3. One-half the local share (25%) of the cost of the Kingston SpringsPegram 201 work shall be paid to Whitsitt, Gavin, Holcomb, Inc. by the City of Kingston Springs under the terms of a contract between both involved municipalities and Whitsitt, Gavin, Holcomb, Inc.
4. One-half the local share (25%) of the cost of the Kingston SpringsPegram 201 work shall be paid to Whitsitt, Gavin, Holcomb, Inc. by the Town of Pegram under the terms of a contract between both involved municipalities and Whitsitt, Gavin, Holcomb, Inc.
5. The Town of Pegram shall give every consideration to the findings and conclusions prepared and approved by the City of Kingston Springs which apply to the Pegram portion of the area.
6. The Town of Pegram shall bear the responsibility for incorporation of the City of Kingston Springs portion of the plan into the total 201 Facilities Plan which shall be completed and submitted as One plan to the State and Environmental Protection Agency for approval.
7. The Town of Pegram will make every effort and instruct their consultants to make every effort to expeditiously perform the required tasks involved with the Pegram portion of the Plan so as not to impede the progress of the overall Plan. 8. The Town of Pegram shall submit any and all requests of the City of Kingston Springs and its own requests for grant amendments and increases to the State and E.P.A. provided that all application forms and supporting data has been prepared by the involved municipality.
9. Any E.P.A. grant offers, increases or amendments that are offered to the Town of Pegram for adjustment or modification of the grant amount for the work performed for the Kingston Springs or Pegram portion of the work funded to Pegram as lead applicant shall be accepted by the Town of Pegram and disbursed as set forth herein.
10. It is expressly stipulated and agreed that this resolution of agreement applies to all portions of the project which must be funded to Pegram as lead applicant of the 201 area for the Step I grant for the subject Facilities Plan. Any further funding of design or construction of interceptor sewers and wastewater treatment works shall be applied for separately.

This resolution read and adopted this10th day of January, 1975 by the mayor and responsible city officials of the Town of Kingston.

Resolution 4-78

CORPORATE RESOLUTION FOR THE ACCOUNT OF Town of Kingston Springs, Government Revenue Sharing Account, Kingston Springs, Tennessee 37082

I, Jeanette Bradshaw, City Recorder of Town of Kingston Springs, a corporation, duly organized and existing under the laws of the state of Tennessee, do hereby certify that the following is a true and correct copy of certain resolutions duly adopted by the Board of Directors of said corporation at a meeting thereof duly called and held on the 1st day of March 1978 at which a quorum was present; that said resolutions have been duly entered on the Minute Book of this corporation; that the same are in conformity with the charter and by-laws of said corporation and have never been modified or rescinded:

RESOLVED that Cheatham State Bank in Kingston Springs be and the same is designated as a depository of this corporation ; that any officer of this corporation be and he is hereby authorized to open an account or accounts with said Bank on such terms and conditions as he may deem proper; that said Bank is authorized to accept for deposit or collection any draft or check or other instrument bearing the endorsement of this corporation, whether stamped, written, or otherwise, and with or without the designation of the person making such endorsement.

BE IT FURTHER RESOLVED that any and all funds of this corporation in any such account or accounts may be withdrawn by check, draft, order or other instrument when signed in the name of this corporation by any two of the following officers or employees, to-wit:

Terry Moore, Mayor

Edward T. Tritschler, Vice-Mayor

William M. Baker, Jr., Commissioner

Jeanette Bradshaw, City Recorder

And the said Bank is hereby authorized to pay such checks, drafts, orders or other instruments, and also to receive the same for the credit of or in payment from the payee or any other holder when so signed, without inquiry as to the circumstances of their issue or the disposition of their proceeds, whether drawn to cash or bearer, or to the individual order of, or tendered in payment of individual obligations of the officers or employees above named, or other officers or employees of this company, or otherwise.

BE IT FURTHER RESOLVED that any two of the following officers, to-wit:

Terry Moore, Mayor

Edward T. Tritschler, Vice-Mayor

William M. Baker, Jr., Commissioner

Jeanette Bradshaw, City Recorder

be and they are hereby authorized on behalf of this corporation from time to time to borrow money and obtain credit from The Cheatham State Bank in Kingston Springs without limit as to amount, on such terms as are deemed by said officer(s) advisable; to sell or discount any notes, buts or accounts receivable, acceptanRs or any other instruments or property of this corporation on such terms as said officer(s) deem advisable; as security for the payment of any and all such loans and credits, renewals, extensions and changes in form thereof, and/or for the payment of any or all other indebtedness, liabilities and obligations of this corporation to said Bank, actual, direct and contingent, now existing or hereafter arising, howsoever created, held and/or acquired by said Bank, whether in the usual course of business dealings or otherwise, to assign, pledge, hypothecate, mortgage, trustee or otherwise create a lien upon, or transfer title to any stocks, bonds, debentures, notes, bills or accounts receivable, bills of lading, warehouse receipts, choses in action, instruments, negotiable or otherwise, real estate, including royalty or mineral interests in land, or oil and gas mining leases, or any other property of this corporation, on such terms as are deemed by said officer (s) to be advisable; and, in futherance of and in connection with the foregoing, to make, execute and deliver in the name of and on behalf of this corporation, under its corporate seal or otherwise, checks, notes, renewal

notes and extensions, assignments, endorsements, mortgages, deeds of trust, guaranties, or other instruments or instructions as may be deemed advisable by said officer(s).

BE IT FURTHER RESOLVED that all actions heretofore taken by said officer(s) in obtaining loans or credits on behalf of this corporation and in the exercise of the authority and powers herein granted are hereby ratified, adopted and confirmed.

BE IT FURTHER RESOLVED that said Bank is authorized to follow the instructions of said officer(s) in the disposition of any proceeds of any such loan, credit, discount, or sale, whether for payment to or for credit in this or any other bank to the account of this corporation, or such officer (s) individually or in their official capacity, or any third person, or otherwise.

BE IT FURTHER RESOLVED that the foregoing resolutions are to continue in force until written notice of rescission or modification thereof has been received by said Bank.

IN WITNESS WHEREOF, we have hereunto set our hands and the seal of this corporation this the 1st day of March, 1978.

Resolution 5-78

RESOLUTION OF GOVERNING BOARD

WHEREAS, the Department of General Services, Federal Property Utilization Division, by authority of the Federal Property and Administrative Services Act of 1949, as amended, m???s available Federal surplus personal property to public agencies for public purposes an???o nonprofit tax-exempt health and educational institutions, and

WHEREAS, Town of Kingston Springs, hereafter referred to as the Applicant, is desirous of utilizing the services and resources of the Department of General Services, Federal Property Utilization Division, hereafter referred to as the State Agency, and

WHEREAS, the Applicant certifies that it is a public agency or a nonprofit educational or health institution exempt from taxation under Section 501 of the U. S. Internal Revenue Code of 1954, and

WHEREAS, the Applicant further certifies that the property is needed and will be used for carrying out or promoting for the residents of a given political area one or more public purposes and for no other purpose, or be used for public health or educational purposes including research and for no other purpose, and

WHEREAS, the Applicant agrees that all items of property shall be placed in use for the purposes for which acquired within one year of receipt and shall be continued in use for such purposes for one year from the date the property was placed in use, and in the event the property is not so placed In use, or continued in use, the donee shall innediately notify the State Agency, and return said property to the State Agency, as directed, and

WHEREAS, the Applicant further agrees to adhere to any additional periods of restrictions placed on the property by the State Agency which shall include a total period of use restrictions for at least 18 months on all passenger motor vehicles and other items of property with a unit, acquisition cost of $3000 or more; and additional special terms, conditions, reservations and restrictions on aircraft, vessels, special limited or restricted use items, and other items as specified in a Conditional Transfer Document or written on the face of the distribution document, and

WHEREAS, the Applicant further agrees that during the period of restriction, it will not sell, trade, lease, lend, bail, encumber, or otherwise dispose of such property without prior approval of the General Services Administration or the State Agency, and in the event property is so disposed of without prior approval of the General Services Administration or the State Agency, the Applicant will be liable for the fair market value or the fair rental value of such property as determined by the General Services Administration or the State Agency, and

WHEREAS, the Applicant further certifies that it has the necessary funds to pay the handling or service charges or fees assessed by the State Agency and will remit such handling or service charges or fees within 90 days of receipt, and

WHEREAS, it is understood that all property acquired regardless of acquisition cost or service charges will be on an “as is”, “where is” basis, without warranty of any kind, and

NOW THEREFORE BE IT RESOLVED:

(1) That Terry Moore, Mayor

Ray Crouch, Fire Chief

are authorized as a legal representative of this organization and its Governing Board, anp its heirs, assigns, and successors forever, to act on its behalf in acquiring Federal surplus property and so obligate said organization and Governing Board to the certifications and agreements contained in this document and on the distribution document; and that such person or persons are further authorized, at his or her discretion, to further delegate this authority to any employee of the Applicant for the purpose of acquiring surplus property for use by the Applicant organization, and

(2) That this authorization shall remain in full force and effect until revoked or revised by written notice of the Applicant to the State Agency.

Date April 20, 1978

This authorization or resolution has been adopted by the Governing Board at a regular or called meeting, thereof, held on the 20th day of April, 1978, and has been approved and placed in the minutes of said meeting.

Resolutions 1980

Resolution 1-80

A RESOLUTION AUTHORIZING RENEWAL FOR TWENTY-FOUR MONTHS FROM JULY, 1980, THE CITY'S NOTE DATED JULY, 1977, WITH THE CHEATHAM STATE BANK, AND FURTHER AUTHORIZING THE MAYOR TO SIGN SAID RENEWAL NOTE ON BEHALF OF THE CITY.

BE IT RESOLVED by the Board of Commissioners of the City of Kingston Springs, Tennessee, that:

WHEREAS, the City of Kingston Springs passed an Ordinance in July, 1977, to enter into an agreement with the Cheatham State Bank, evidenced by a Note, to borrow certain monies from Cheatham State Bank with an original balance on said Note of $99,000.00, and

WHEREAS, the City of Kingston Springs has timely made monthly payments as required for the past three years, and

WHEREAS, said Note is due on June 28, 1980, and the balance owed as of said due date is $45,479.00, and

WHEREAS, the City of Kingston Springs requires an additional twenty-four months within which to pay the Note in full, and

WHEREAS, an agreement has been reached whereby the remaining balance will bear interest at the same rate as the original note, and the monthly payments will remain at the same figure paid over the last three years, and

WHEREAS, the twenty-four monthly payments will then have the remaining balance paid in full, and

WHEREAS, it is recognized that the City of Kingston Springs should designate the appropriate city official to sign the renewal note, IT IS, THEREFORE, RESOLVED that:

The renewal note in the amount of $45,479.00 with the Cheatham State Bank shall be signed by the Mayor of the City of Kingston Springs, and

BE IT FURTHER RESOLVED, that the City of Kingston Springs will continue to pay to the Cheatham State Bank the same monthly payments as paid over the last three years, and that for a period of twentyfour months the payments by the City to the Cheatham State Bank shall remain as per the previous agreement and that this note shall be paid in full after the 24th monthly payment.

Resolutions 1981

Resolution 1-81

FIRE DEPARTMENT, LOAN RESOLUTION #81-001 Fire Chief Ray Crouch advised the Board that financing from Farmers Home Administration loan was in the process of being closed. He introduced Attorney Carter Andrews, who explained the documents which needed signatures, and the resolution that needed to be passed. Loan Resolution #81-001 was read. Commissioner Tritschler made a motion that the-resolution be passed. Mayor Moore seconded the motion. Roll call vote: Moore-aye; Tritschler-aye; Greene-aye.

Fire Chief Crouch advised the Board that $3500.00 had been offered for the 1964 American LeFrance. He advised the Board that it was a reasonable price and recommended that this figure be accepted. $3500 will be applied toward the Lease-Purchase payment due in February 1982 of the 1981 FMC pumper. Mayor Moore made a motion that $3500.00 be accepted as payment for the 1964 American LeFrance. Commissioner Tritschler seconded the motion. Roll call vote: Mooreaye; Tritschler-aye; Greene-aye.

Resolution 2-81

To establish Kingston Springs, Tennessee's own Planning Commission

BE IT RESOLVED, that the Town of Kingston Springs, Tennessee, for good and lawful reasons, does hereby recognize the establishment of it's own Planning Commission and recends any previous resolutions designating any planning Commission responsibilities to the Cheatham County Planning Commission. These responsibilities, will in the future be undertaken in all respects by the Planning Commission of the Town of Kingston Springs, Tennessee

Adopted November 25, 1981

Resolution 3-81

CITY MANAGER

WHEREAS, the City of Kingston Springs, Tennessee was chartered as a City Manager - Commissioner Government: and

WHEREAS, the office of City Manager has been vacated by resignation:

NOW THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Town of Kingston Springs, Tennessee, hereby name Audrey Beck to fill the office of City Manager. The Board has ascertained that said, Audrey Beck, has met the requisite qualifications and integrity of character to assume this position and is pleased to appoint her to this position. Said, Audrey Beck, will serve in this capicity until further action is taken by the Board of Commissioners

Adopted November 25, 1981

Resolutions 1982

Resolution 1-82

RESOLUTION BE IT RESOLVED, by the Commissioners of the Town of Kingston Springs, Tennessee, that the Municipal Technical Advissory Service is hereby requested to codify and revise the ordinances of the Town of Kingston Springs, at the earliest possible date.

Passed and adopted by affirmative vote on the 15th of April 1982

Resolution 2-82

A RESOLUTION TO AFFIRM THE COMMITMENT OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, TO THE DEVELOPMENT OF AN ECONOMIC DEVELOPMENT AREA IN THE 1-40 INTERCHANGE, NORTH, AREA OF THE TOWN OF KINGSTON SPRINGS

WHEREAS, the Mayor and Board of Commissioners of the Town of Kingston Springs, Tennessee, have committed themselves to the active recrutiment of new employment opportunities for the citizens they represent; and

WHEREAS, said public officials have commissioned the preparation of a feasibility study investigating the development of an industrial park in the 1-40 Interchange, North, area of the town, and have commissioned the preparation of applications to seek public funding of project costs;

BE IT RESOLVED, that the Town of Kingston Springs, Tennessee, hereby affirms its committment to the pursuit of new employment opportunities for its citizens, partially through the development of an Economic Development Area in the 1-40 Interchange, North, area of the town; and

BE IT RESOLVED, that public funding be sought to assist in the development of said economic development area, and that the Mayor be authorized to sign applications for said funding on behalf of the town; and

BE IT RESOLVED, that the Town of Kingston Springs, Tennessee, hereby affirms that it will provide the appropriate level of local funding of $496,000.00 at such time as public funding is available in order that this project be a reality.

BE IT RESOLVED, that the Town of Kingston Springs, Tennessee, hereby affirms that it will provide $25,000.00 to maintain this project.

Adopted and approved this 15th day of April, 1982.

Resolution 3-82

A RESOLUTION TO INITIATE THE AUTHORIZATION BY THE TOWN OF KINGSTON SPRINGS, TENNESSEE TO LEVY A HOTEL, MOTEL PRIVILEGE TAX

WHEREAS, it has been determined by the Board of Commissioners that it is necessary and desirable to levy a privilege tax on the occupancy of any rooms, lodgings, or accommodations furnished to transients by any hotel, inn, tourist court, tourist cabin, motel or any place in which rooms, lodgings, or accommodations are furnished transients for a consideration; and

WHEREAS, the Board of Commissioners recognizing that the influence of tourists places a heavy burden upon the local inhabitants to provide public facilities, including roads, streets, utilities, and other public services out of proportion to the local citizens' needs and that sufficient funds are not now available for this purpose, it is necessary for the Board of Commissioners to authorize and pursue a Private Act of legislation by the General Assembly of the State of Tennessee:

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

Section 1. That, for the purpose of providing funds to provide public facilities, roads and other public services out of proportion to the local citizens' needs and to be born by tourists who make use of the needed facilities and services, there is great need for the passage of a Private Act of Legislation by the General Assembly of Tennessee in order to levy a privilege tax upon the occupancy of such rooms within the municipality.

Section 2. That the maximum rate of three (3%) of the consideration charged by the operator to be the amount of the privilege tax collected and distributed.

Section 3. The proceeds from the tax levied as a result of the Private Legislation by the General Assembly shall be retained by the municipality and distributed in the amount of one-fourth of the premises to be used for the promotion of tourism and three-fourths of the proceeds to be deposited into the general funds of municipality.

Section 4. This Resolution of intent to seek the passage of the aforementioned Private Legislation shall be pursued actively after adoption, the public welfare of the Town of Kingston Springs, Tennessee, requiring it.

Adopted and approved this 19th day of August 1982.

Resolution 4-82

RESOLUTION OF THE Town Of Kingston Springs, TENNESSEE AUTHORIZING THE ISSUANCE OF INTEREST BEARING Road Inprovement CAPITAL OUTLAY NOTES NOT TO EXCEED $120,000.00, AND PROVIDING FOR THE PAYMENT OF SAID NOTES.

WHEREAS, it has been determined by this Board of Commissioners that it is necessary and desirable to improve roads in and for said municipality; and

WHEREAS, sufficient finds are not now available for this purpose and it will be necessary fr the Board of Commissioners to authorize the issuance of notes to finance this transaction; and

WHEREAS, under the provisions of Section 7-36-103(18), Tennessee Code Annotated, municipalities in Tennessee are authorized through their respective Board, upon approval by the State Director of Local Finance, to issue interest bearing capital outlay note to finance the cost thereof:

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Kingston Springs Tennessee:

SECTION 1. That, for the purpose of providing funds to finance the cost of improving roads in and for said Municipality, there shall be issued its negotiable interest bearing capital outlay notes in a principal amount not to exceed $120,000.00. That, said notes shall be designated “Road improvement Capital Outlay Notes” and shall be numbered serially begining with the number 1. Each of said notes shall be dated as of the date of issuance thereof, shall be of such denomination as may be agreed upon by the Mayor and the purchaser of said notes, and shall mature not later than three (3) years after the date of issuance, provided, that not less than one-ninth(1/9) of the original principal amount of the notes issued hereunder shall mature, without, renewal bu subject to prior redemption, each year that any of the note issued hereunder are outstanding.

SECTION 2. That, said notes shall bear interest at a rate not to exceed 12% per anum, payable in such manner as shall be determined by the Mayor and the purchaser of said notes. Both principal and interest on said notes shall be payable in lawful money of the United States of America at the Office of the Treasurerof Kingston Springs, Tennessee.

SECTION 3. That, said notes shall be subject to redemption at the option of the municipality, in whole or in part, at any time at the principal amount thereof and accrued interest to the date of redemption.

SECTION 4. That, said shall be executed in the name of Kingston Springs, Tennessee, signed by the Mayor and attested by the Recorder, with the seal of the municipality attached thereto.

SECTION 5. That, said notes shall be in substantially the form attached hereto.

SECTION 6. That, for the purpose of providing funds with which to pay the principalu of and interest accruing on said notes at maturity, there shall be levied upon all taxable property lying within the corporate limits of Kingston Springs, Tennessee, a direct annual tax for each of the years while said notes, or anyof them, are outstanding, in ammounts sufficient for that purpose.

SECTION 7. That, said notes shall not be issued until approval by the State Director of Local Finance shall have been obtained as required by Section 7-36-103(18), Tennessee Code Anotated.

SECTION 8. That, said notes shall not be sold for less than par and accrued interest.

SECTION 9. That, the proceeds of said notes shall be turned over to the Treasurer of said municipality and shall be paid out for the purposes and in the manner required by law and this resolution.

SECTION 10. That, if any of said capital outlay notes shall remain unpaid at the end of three (3) years from the date of issuance of same, the balance of said note or notes shall be converted to bonds as provided by Sections 9-11-101 to 9-11-109, inclusive, Tennessee Code Anotated, or otherwise liquidated in such manner as approved by the State Director of Local Finance in compliance with statues relating to the issuance and redemption of bonds and notes.

SECTION 11. That, all orders or resolutions in comflict herewith be and the same are hereby repealed insofar as such conflict exists and this resolution shall become effective immediately upon its passage.

Duly passed and approved this 19th day of August, 1982.

Resolution 5-82

A RESOLUTION TO SEEK INITIATION OF EXTENDED AREA TELEPHONE SERVICE

WHEREAS, it has been determined by the Board of Commissioners that it is desireable for the Town of Kingston Springs, Tennessee to be afforded extended area telephone service as a part of the Nashville, Tennessee telephone exchange and to secure the same at a flat-rate non-optional service, the future groth welfare and public service being benefited by such extended area service.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

That it being in the manifest best interest of the citizens of the municipality, we support the implementation of extended area telephone service, the same to be accomplished through the Tennessee Public Service Commission and South Central Bell, so long as, the extended area service can be provided at a rate commensurate with the service provided.

This Resolution of support for initiation of the aforementioned telephone service, being in the public welfare of the Town of Kingston Springs, Tennessee.

Adopted and approved this 6th day of November, 1982.

Resolutions 1983

Resolution 1-83

A Resolution Requesting Cheatham County To Serve As Lead Agent For The Filing of Certain Grant Assistance Applications

WHEREAS, severe environmental sanitation problems exist in Kingston Springs, Tennessee relative to failing septic tanks and other inadequate disposal systems;

WHEREAS, these problems may be addressed through grant resources administered by the Environmental Protection Agency (EPA)/Tennessee Department of Public Health (TDPH) and the Tennessee Department of Economic and Community Development (DECD);

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the town of Kingston Springs, Tennessee, that:

1. Cheatham County is hereby requested to serve as the lead agency on behalf of Kingston Springs in seeking needed federal/state financial assistance for resolving environmental sanitation problems in the Kingston Springs Area through construction of a public sewerage system.
2. Possible grant assistance to include grants through the Environmental Protection Agency/ Tennessee Department of Public Health with a Community Development Block Grant (CDBG) not to exceed $500,000.00 through the Tennessee Department of Economic and Community Development to provide local matching grant funds for the subject project.
3. Cheatham County will acquire easements, adopt and enforce sewer use regulations, and operate, maintain and hold title to the public sewer system facilities proposed within its jurisdiction until such time as all local governments agree as to the final ownership and operation and maintenance.
4. Joel B. Spaulding and Co., Inc., as City Engineers for the Town of Kingston Springs, will be responsible and justly compensated to perform any and all administration, engineering and project inspection for any improvements due to the above referenced funds within the corporate city limits. The same firm is expected to attend all meetings and perform any other pertinent activity to act on the behalf of the Town of Kingston Springs and will be considered as sole Engineers on the entire project within the municipality.
5. Legal services required to implement this grant application and public sewer system within the limits of Kingston Springs Municipal will be handled through the office of the City Attorney and he shall in all matters hereof represent the interests of the Municipality in such project.

BE IT FINALLY RESOLVED by the City Commission of Kingston Springs, Tennesee that this resolution shall take effect immediately, the public welfare requiring it.

Adopted and approved this 9th day of January, 1983.

Resolution 2-83

A RESOLUTION CALLING A PUBLIC HEARING TO DETERMINE WHETHER CERTAIN TERRITORIES SHOULD BE ANNEXED TO THE TOWN OF KINGSTON SPRINGS, TENNESSEE:

WHEREAS, it appears that the property of this city and of the territories herein described may be materially retarded and the safety and welfare of the inhabitants and property thereof endangered if such territories are not annexed: and,

WHEREAS, the annexation of such territories may be deemed necessary for the welfare of the residents and property owners of the said affected territories and this city as a whole:

NOW, THEREFORE, Be it resolved by the City Commission of the Town of Kingston Springs, Tennessee: That the city recorder be and he hereby is instructed and required to have published in the Ashland City Times newspaper of general circulation on the 13th day of April 1983, a notice that a public hearing before this body will be held on the(not less than 8 days after publication of notice) 21st day of April,

1983, to determine whether the following described territories adjoining the present corporate boundaries should be annexed:

Embracing that certain part of the 11th Civil District of Cheatham County, Tennessee, and more fully described, to wit:

Description is attatched hereto and incorparated by reference as Exhibit "A".

The aforementioned territory does not total more than one-fourth(1/4) square mile in area and does not have a population of more than five hundred (500) persons.

Adopted and approved this 11th day of March, 1983.

Resolution 3-83

A RESOLUTION OF INTENT TO PARTICIPATE WITH CHEATHAM COUNTY FOR CONSTRUCTION OF A BRIDGE ACROSS THE HARPETH RIVER

WHEREAS, it has been determined by the Board of Commissioners that it is necessary and desirable to secure placement of a new bridge across the Harpeth River on Pinnacle Hill Road, the same being necessary for new growth and safety of the local citizens; and

WHEREAS, the Board of Commissioners recognizes that construction of such a bridge is feasible through the matchment of funds by the City Government and Cheatham County Highway Department in conjunction with State Aid funds for new bridge construction;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

Section 1. That, for the purpose of providing a new river bridge across the Harpeth River, the City hereby affirms that it will he responsible for matching funds in the amount of Ten (10%) percent of the total construction costs, but not to exceed the sum of Forty-Four ($44,000.00) Dollars.

Section 2. The payment of the matching funds for the bridge project would be to the Cheatham County Highway Department in three (3) equal payments. The first payment would be made on July 1, 1984. The second payment would be made on July 1, 1985. The third and final payment would be made on July 1, 1986.

Section 3. This resolution shall take effect and be in full force from and after its adoption, the public welfare of the Town of Kingston Springs, Tennessee, requiring it.

Adopted and approved this 11 day of March , 1983.

Resolution 4-83

RESOLUTION FOR APPLICATION TO SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FISCAL YEAR 1983

WHEREAS, assistance may be available through the Tennessee Small Cities Community Development Block Grant Program; and

WHEREAS, the Town of Kingston Springs has plans to construct a sewer system with funds made available from the Environmental Protection Agency.

WHEREAS, the Town of Kingston Springs wishes to make application for the matching funds required for the construction of the sewer system;

NOW, THEREFORE, BE IT RESOLVED, that Mayor Galen Greene being Chief Executive Officer is authorized to make and sign said application for CDBG funds and enter into any and all necessary agreements and assurance to consumate the application; and

BE IT FURTHER RESOLVED, that the City Council is in support of the application and will appropriate the necessary remaining share of funds required for construction for said project.

Read, adopted, and approved in open, regular session this 11th day of March, 1983.

AYE 3 NAY 0

Resolution 5-83

A RESOLUTION OF TOWN OF KINGSTON SPRINGS INDICATING ITS UNDERSTANDING OF THE 208 MANAGEMENT AGENCY DESIGNATION PROCESS AND ITS WILLINGNESS TO PROCEED WITH IMPLEMENTATION OF RESPONSIBILITIES UNDER THE TENNESSEE 208 WATER QUALITY MANAGEMENT PLAN AS A 201 POINT SOURCE CONTROL MANAGEMENT AGENCY.

WHEREAS, the TOWN OF KINGSTON SPRINGS, Tennessee recognizes that pursuant to Section 208(c) of the Federal Water Pollution Control Act of 1977, as amended, (PL-95-217) the Governor shall designate waste treatment management agencies to carry out appropriate portions of the Tennessee 208 Water Quality Management Plan developed under Section 208(b) of said Act; and

WHEREAS, pursuant to section 208(d), the Administrator shall not make grants for construction of publicly owned treatment works under (PL-95-217) section 201(gXl) except to designated agencies within the water quality management planning area; and

WHEREAS, the entire state is covered by the Tennessee 208 Water Quality Mangement Plan; and

WHEREAS, pursuant to Section 208(e), No National Pollution Discharge Elimination System permits shall be issued for any point source which is in conflict with said plan; and

WHEREAS, said designated management agency must have the authority and capability to carry out applicable portions of said plan; and

WHEREAS, the designated management agency must indicate its willingness to proceed to carry out its responsibilities as identified in said plan.

NOW THEREFORE BE IT RESOLVED the TOWN OF KINGSTON SPRINGS Tennessee does hereby agree to accept, assume and carry out certain responsibilities identified in the Tennessee 208 Water Quality Management Plan, a statement of such responsibilities being attached hereto as the "Implementation Statement" and made a part hereof by reference as though fully, set out herein.

BE IT FURTHER RESOLVED, the TOWN OF KINGSTON SPRINGS Tennessee does hereby indicate its willingness to proceed with the implementation of said responsibilities as called for in the approved Tennessee/208 Water gluality Management Plan.

Resolution 6-83

WHEREAS the Town of Kingston Springs has been recognized as having severe sewage related problems and is in need of a municipal sewer system; and

WHEREAS, it is desired by the Town of Kingston Springs to insure the provision of wastewater treatment services and facilities in a most cost effective manner; and

WHEREAS, the Town of Kingston Springs recognizes the benefits which can accrue from 201 planning of such services and facilities; and

WHEREAS, the Town of Kingston Springs has heretofore agreed to the preparation of I Facilities Plan with Revision as required by Section 201 of Public Law 92-500, and in conformity with Federal Rules and Regulations Governing Facilities Planning; and

WHEREAS, the public hearing and several public discussions have been held for said Facility Plan in accordance with Section 35.1053; and

WHEREAS a 201 Facilities Plan has been duly developed and presented by the firm, Whitsitt, Gavin, Holcomb, Inc., with a 1983 Revision developed and presented by Joel B. Spaulding & Company, Inc., in accordance with EPA regulations, and

NOW, THEREFORE, BE IT RESOLVED THAT:

The Mayor and Board of Commissioners of the Town of Kingston Springs does hereby adopt and agree to the implementation of the Pegram-Kingston Springs, Tennessee 201 Facility Plan as Revised as required by Public Law 92-500 and Public Law 95-217, and in conformity with Section 917-6 of the Federal Rules and Regulations Governing Construction Grants for Waste Treatment Works; and

The Selected Alternative is a 200,000 GPD Stabilization Pond and a Small Diameter Gravity Flow Collection System serving the incorporated area of Kingston Springs; and

The firm, Joel B. Spaulding & Company, Inc., be authorized and directed to submit said 201 Plan as Revised to proper state and federal agencies for approval; and

Pursuant to and concurrent with the State of Tennessee and EPA approval of said 201 Plan, the firm, Joel B. Spaulding & Company, Inc., be authorized and directed to develop construction plans and specifications for the proposed improvements in the 201 Facilities Plan, and to seek federal and state grant assistance for construction of same.

Adopted this the 19th day of May, 1983, at Kingston Springs, Tennessee.

Resolution 7-83

WHEREAS, Title II of the Federal Water Pollution Control Act Amendments of 1972 (P.L. 92-500 U.S.C. 1251 et. seg.) authorized the award of step 2/3 Federal Construction Grants for waste treatment works, and

WHEREAS, the Town of Kingston Springs, Tennessee, intends to rqeuest Federal grant assistance to aid in a new 0.2 MGD wastewater treatment plant, interceptor sewers, and small diameter gravity sewers as set froth in the "1983 Revision To The 201 Facilities Plan for the Pegram-Kingston Springs 201 Area";

NOW, THEREFORE, BE IT RESOLVED, BY THE TOWN OF KINGSTON SPRINGS OF THE STATE OF TENNESSEE:

That the Town of Kingston Springs will arrange financing for all remaining costs of the project if approved for Federal grant awards.

That the Town of Kingston Springs will adopt and place into effect on or before completion of the project a schedule of fees and charges which will provide adequate funds for proper operation, maintenance and administration of the system.

That the Town of Kingston Springs will provide for efficient operation and maintenance of the project on completion of construction thereof.

That Mayor Galen W. Greene, and successors so titled, is hereby authorized to execute and file Step II/III application on behalf of the Town of Kingston Springs with the Environmental Protection Agency for grants to aid in the construction of the project described above.

That Mayor Galen W. Greene, and successors so titled, is hereby authorized and directed to furnish such information as the appropriate Federal agencies may request in connection with such applications for the project; to make the assurances as contained above, and to execute such other documents as may be required in connection with the applications. That the Town of Kingston Springs has substantially complied or will substantially comply with all Federal, State, and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto; and hereby authorized the above designated representative to execute an affidavit so stating.

Adopted this the 19th day of May, 1983 at Kingston Springs, Tennessee.

Resolution 8-83

A RESOLUTION ESTABLISHING MAXIMUM PROPERTY TAXES FOR CERTAIN ELDERLY CITIZENS

WHEREAS, the Town of Kingston Springs, Tennessee, has heretofore levied a property tax against all real property within the corporate limits for the purpose of funding municipal services; and

WHEREAS, the Town of Kingston Springs, Tennessee, recognizes as the legislative body of the municipality it may provide certain tax relief in accordance with Section 67-674, Tennessee Code Annotated, to certain elderly citizens affected by the levy of a tax upon the assessed properties within the municipality; and

WHEREAS, the Town of Kingston Springs, Tennessee, finds it desirous to afford tax relief to certain elderly citizens, and

NOW, THEREFORE, BE IT RESOLVED THAT:

The Mayor and Board of Commissioners of the Town of Kingston Springs, Tennessee, do hereby adopt a tax relief program creating a maximum property tax for certain elderly citizens, as follows:

1. That any taxpayer who is sixty-five (65) years of age or older and who owns residential property as his principal place of residence shall pay taxes on such property in an amount not to exceed the maximum amount of tax on such property imposed in the 1983 tax year.

2. That any taxpayer who reaches the age of sixty-five (65) after July 1, 1983, who owns residential property as his principal place of residence shall thereafter pay taxes on such property in an amount not to exceed the maximum amount of tax on such property imposed in the tax year in which such taxpayer reaches age sixty-five (65); and

3. That any taxpayer who is sixty-five (65) years of age or older who purchases residential property as his principal place of residence after his sixty-fifth (65) birthday shall pay taxes in an amount not to exceed the maximum amount of tax imposed on such property in the year in which such property is purchased.

4. To invoke the privileges of tax relief provided herein, those taxpayers shall make written application to the office of the City Recorder requesting the tax relief and verification of age by means of birth certificate or similar identification.

5. Whenever the full market value of such property is increased as a result of improvements to such property after July 1, 1983, then the assessed value of such property shall be adjusted to include increased value and the taxes shall also be increased proportionally with the value.

6. Any taxpayer or taxpayers who owns residential property as their principal place of residence whose total or combined income is in excess of Twelve Thousand ($12,000.00) Dollars shall not be eligible to receive the tax relief provided herein. Affidavit to the City Recorder as to annual income is a prerequisite to receive the aforementioned tax relief.

This resolution to become effective July 1, 1983. Adopted this 16th day of June, 1983.

Resolutions 1984

Resolution 1-84

A RESOLUTION OF THE TOWN OF KINGSTON SPRINGS CONCERNING AN EPA INCREASE TO AID IN THE PLANNING OF WASTEWATER FACILITIES

WHEREAS, the Town of Kingston Springs intends to request an increase to aid in the planning of wastewater facilities;

NOW THEREFORE, BE IT RESOLVED, BY THE TOWN OF KINGSTON SPRINGS: That the Mayor of Pegram is hereby authorized to execute and file an application on behalf of the Town of Kingston Springs with the State of Tennessee for an increase to aid in the planning of wastewater facilities.

Adopted this the 19th of January 1984, at Kingston Springs, TN.

Resolution 2-84

A RESOLUTION CREATING A PARKS AND RECREATION BOARD FOR THE TOWN OF KINGSTON SPRINGS

WHEREAS, the Board of Commissioners has determined it is in the best interest of the Town to create a parks and Recreation Board for those recreational raciLities in existence presently and in the future;

WHEREAS, the Board of Commissioners has heretotore funded park improvements and use of said Facilities delegated to the Parks' Commissioner and is confident use oL the recreational facilities can best be achieved through that office and an appointive-Board.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE:

1. That the Mayor be authorized to appoint Four citizens to serve in conjunction with the Parks Commissioner on a Board of Parks and Recreation.

2. That the duties of the Parks and Recreation Board shall include, but not limited to, oversight of parks properties, maintenance, recreational scheduling, assistance in funding improvements and educate the public and encourage citizen participation on an ongoing basis for maximized use of facilities.

3. That this resolution shall take etfect from and after its passage, the public welfare requiring the same.

This 4th day of February, 1984.

Resolution 3-84

A RESOLUTION ADOPTING THE MID-CUMBERLAND COUNCIL OF GOVERNMENTS AND DEVELOPMENT DISTRICT RECREATION PLAN

WHEREAS, the Board of Commissioners has determined a recreational plan affecting the delivery of recreation and leisure services, issues, and op ortunities regarding those services and a determination of needs is important in Kingston Springs; and

WHEREAS, the Board of Commissioners of Kingston Springs, Tennessee, does not have a model recreational plan and hereby feels that it is in the best interest of the Town for such a plan to be adopted and does hereby adopt the Mid-Cumberland Council of Governments and Development District Recreation Plan.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE:

1. That the Mid-Cumberland Council of Governments and Development District Recreational Plan be adopted as the recreation plan for Kingston Springs, Tennessee.

2. That the Board of Commissioners hereby adopt this plan as a guide to provide needed recreational services, to develop action objectives and to use the recreation plan as a vehicle for citizen participation to identify recreation needs and meet those needs and do pledge to follow said plan.

3. That this resolution shall take effect from and after its passage, the public welfare requiring the same.

This 4th day of February, 1984.

Resolution 4-84

A RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR FEDERAL MATCHING FUNDS FOR THE DEVELOPMENT OF A KINGSTON SPRINGS CITY PARK AND ENHANCEMENT OF A LOCAL SCENIC RIVER RESOURCE

WHEREAS, the Park and Recreation Board has developed a design concept for the development or Kingston Springs Park as a major regional recreational facility; and

WHEREAS, the Board of Commissioners of Kingston Springs, Tennessee, supports the design concept and the proposal that this facility should be developed in accordance with the plan evolved from this concept; and

WHEREAS, the Board of Commissioners of Kingston Springs, Tennessee, is confident that an effective city-state-federal-volunteer program can be developed to implement this plan.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE:

SECTION 1. That the Mayor be authorized to file a 1984 pre-application with the Tennessee Department of Conservation for a Ten Thousand ($10,000.00) Dollar grant from the Land and Water Conservation Fund Program to be used for the development of Kingston Springs City Park and also thereby enhance the use of the Harpeth River as a scenic river resource.

SECTION 2. That the Board of Commissioners hereby expresses its intent to match funds of up to Ten Thousand ($10,000.00) Dollars with monies from the Tennessee Department of Conservation's River Access Accounts. The proposed improvements would include six benches, 25 curb stops, four picnic tables, wooden stairs from old bridge to river point, trash receptacles, signing and two restrooms.

SECTION 3. That this resolution shall take effect from and after its passage, the public welfare requiring same.

This 4th day of February, 1984.

Resolution 5-84

WHEREAS, Title II of the Federal Water Pollution Control Act Amendments of 1972 (P.L. 92-500 U.S.C. 1251 et. seg.) authorized the award of Step 2/3 Federal Construction Grants for waste treatment works, and

WHEREAS, The Town of Kingston Springs, Tennessee, intends to request Federal grant assistance to aid in a new 0.2 MGD wastewater treatment plant, interceptor sewers, and small diameter gravity sewers as set forth in the 201 Facilities Plan for Kingston Springs;

NOW, THEREFORE, BE IT RESOLVED, BY THE TOWN OF KINGSTON SPRINGS OF THE STATE OF TENNESSEE:

That Mayor Joe Cron, and successors so titled, is hereby authorized to execute and file Step 2/3 application on behalf of the Town of Kingston Springs with the Environmental Protection Agency for grants to aid in the construction of the project described above.

That the Town of Kingston Springs will arrange financing for all remaining costs of the project if approved for Federal Grant awards.

That the Town of Kingston Springs will adopt and place into effect on or before completion of the project a schedule of fees and charges which will provide adequate funds for proper operation, maintenance and administration of the system.

The Town of Kingston Springs will provide, for efficient operation and maintenance of the project on completion of construction thereof.

That Mayor Joe Cron, and successors so titled, is hereby authorized and directed to furnish such information as the appropriate Federal agencies may request in connection with such applications for the project; to make the assurances as contained above, and to execute such other documents as may be required in connection with the applications.

That the Town of Kingston Springs has substantially complied or will substantially comply with all Federal, State, and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State and loans pertaining thereto; and hereby authorized the above designated representative to execute an affidavit so stating.

Adopted this 19th day ofApril, 1984 at Kingston Springs, Tennessee.

Resolution 7-84

A RESOLUTION OF THE TOWN OF KINGSTON SPRINGS CONCERNING AN EPA INCREASE TO AID IN THE PLANNING OF WASTEWATER FACILITIES

WHEREAS, the Town of Kingston Springs intends to request an increase to aid in the planning of wastewater facilities;

NOW THEREFORE, BE IT RESOLVED, BY THE TOWN OF KINGSTON SPRINGS:

That the Mayor of Pegram is hereby authorized to execute and file an application on behalf of the Town of Kingston Springs with the State of Tennessee for an increase to aid in the planning of wastewater facilities.

That the Mayor of Kingston Springs is hereby authorized to execute and file any associated forms or applications for an increase to aid in the planning of wastewater facilities.

Adopted this the 29th of June 1984, at Kingston Springs, TN.

Resolution 8-84

EQUAL EMPLOYMENT OPPORTUNITY

The City of Kingston Springs, Tennessee, is committed to eliminating discrimination because of race, color, religion, sex or national origin and will comply with Section 3 (Use of Small and Disadvantaged Businesses and Hiring Lower Income Residents of the Project Area), Equal Employment Opportunity Act of 1978 (In-House Equal Employment Opportunity), Executive Order 11246, as ammended by Executive Order 11375 (Equal Employment Opportunity on Federal Assisted Construction Contracts), and Executive Order 11625 (Minority Entrepreneurship).

Notice of the policy will be placed in plain sight on the job location for the benefit of interested parties and all contractors and sub-contractors so notified. All equal opportunity posters will be displayed as required.

RESPONSIBILITY

Audrey Beck, City Manager, City of Kingston Springs, Tennessee with office located at the City Hall, Kingston Springs, Tennessee, has been appointed asEqual Opportunity officer to coordinate the City of Kingston Springs efforts to advise and assist key personnel and staff, to officially serve as focal point for complaints, and to submit required reports as needed.

IN-HOUSE PROGRAM UNDER SECTION 3

At present there are 2 persons employed by the City of Kingston Springs and of those employed 50% reside wihin the City's corporate limits, while 50% reside outside the corporate city limits. As vacancies occur and/or new positions are created, the City of Kingston Springs will make every effort to maintain at least the present percentage level of employees working for the City and residing within the City's corporate limits.

A. The currant employment of the City of Kingston Springs by department is listed on the attatched Exhibit "A" showing position, place of residence, salary range, sex and race.

B. Projected Vacancies and Training: The City of Kingston Springs anticipates an annual employee turn-over of 0% or 0 employees. As this turn over occurs every effort will be made to upgrade employees from lower classification positions. A registry will be maintained to screen all applicants and to the greatest extent feasible to fill vacanies with qualified lower income residents.

The City will encourage all of the unskilled employees to better themselves through training programs administered by the State and any other training program previously approved. Upon completion of said tra.ining program the City will make every effort to upgrade the employee with regards to job classification and responsibilities.

The City of Kingston Springs has 0 minority employees or 0% minority employment. Women make up 50% of the City's work force, or 1 employee. As positions become available through termination and attrition, the City will make every effort to increase both it's minority and women employment.

All personnel actions of the City of Kingston Springs shall be made on a non-discriminatory basis without regard to race, color religion, sex or national origin.

AFFIRMATIVE CONTRACTING AND SUB-CONTRACTING

Anticipated contracts involving Federal funds to be awarded and to be bid by the City of Kingston Springs are indicated on Exhibit # attatched hereto and made a part hereof.

All advertisements for bids and contracts involving Federal funds will contain the required Section 3 language as follows:

A. The work to be performed under this contract is on a project assisted under a program providing direct Federal financial assistance from the Department of Housing and Urban Development and is subject to the requirements of Section 3 of the Housing and Urban Development Act of 1968, as amended, 12 U.S.C. 1701u. Section 3 requires that to the greatest ex-tent feasible opportunities for training and employment be give lower income residents of the City of Kingston Springs and contracts for work in connection with the project be awarded to business concerns which are located in, or owned in substantial part by persons residing in the Kingston Springs City Limits.

B. The parties to this contract will comply with the provisions of said Section 3 and the regulations issued pursuant thereto by the Secretary of Housing and Urban Development set forth in 24 CFR Part 135 and all applicable rules and orders of the Department issued thereunder prior to the execution of this contract. The parties to this contract certfy and agree that they are under no contractual or other disability which would prevent them from complying with these requirements.

C. The contractor will send to each labor organization or representative of workers with which he has a collective bargaining agreement or other contract or understanding, if any, a notice advising the said labor organization or workers' representative of his commitments under this Section 3 clause and shall post copies of the notice in conspicuous places available to employees and applicants for employment or training.

D. The contractor will include this Section 3 clause in every subcontract for work in connection with the project and will, at the direction of of the applicant for or recipient of Federal financial assistance, take appropriate action pursuant to the subcontract upon a finding that the subcontractor is in violation of regulations issued by the Secretary of Housing and Urban Development, 24 CFR Part 135. The contractor will not subcontract with any subcontractor where it has notice or knowledge that the latter has been found in violation of regulations under 24 CFR Part 135, and will not let any subcontract unless the subcontractor has first provided it with the requirements of these regulations.

E. Compliance with the provisions of Section 3, the regulations set forth in 24 CFR Part 135, and all applicable rules and orders of the Department, issued thereunder prior to the execution of the contract, shall be a condition of the Federal financial assistance provided to the project binding upon the applicant or recipient for such assistance, its successors, and assigns. Failure to fulfill these requirements shall subject the applicant or recipient, its contractors and subcontractors, its successors, and assigns to those sanctions specified by the grant or loan agreement or contract through which Federal assistance is provided, and to such sanctions as are specified by 24 CFR Part 135.

A. The City shall inform each contractor of the affirmative action requirements and insure

compliance. All affirmative Action Plans shall be reviewed and approved by the City of Kingston Springs prior to awarding any contract involving Federal funds.

B. The City of Kingston Springs will submit all required reports on time and will insure that all contractors and subcontractors submit required reports as needed.

C. The prime contractor will assume responsibility for submission of both the prime contract and sub-contract Affirmative Action Plans.

The subcontractors' Affirmative Action Plan should be reviewed for adequacy by the prime contractor and evidenced in writing prior to submitting for approval.

The prime contractor and. subcontractor shall set forth a method for the review of workforce needs, goals and recruitment methods.

Workforce recruitment methods shall be in compliance with the goals of the Section 3 clause regarding Equal Opportunity and notice of this policy will be placed in plain view on the job location for the benefit of all interested parties.

The prime contractor will specify all subcontracts indicating anticipated dollar amounts and set forth goals and objectives, and where feasible award subcontracts to small and disadvantaged businesses from the City of Kingston Springs; the prime contractor and subcontractor will to the maximum extent feasible notify qualified businesses of Kingston Springs of all pending contracts and/or subcontracts.

The prime contractor and subcontractors shall determine the approximate manpower needs on the basis of crafts needed for the completion of various projects and through special outreach efforts make these needs known to public and private recruitment services and to the maximum extent feasible use lower income residents as trainees and workers (if qualified) to complete various projects.

All personnel actions on the part of the prime contractor and subcontractor shall be made on a nondiscriminatory basis without regard to race, color, religion, sex or national origin. Racial mix of the total workforce will to the extent possible, reflect the racial mix of the City of Kingston Springs.

LOWER INCOME CLARIFICATION

A family who resides in Kingston Springs and whose income does not exceed 80% of the median family income for the State of Tennessee is considered to be a lower income family. The median family income for the State of Tennessee is $19,000; therefore a family whose income does not exceed $15,280 (80% of $19,000) will be considered as a lower income family. Information on the attatched Exhibit # reflects the status of the City employees regarding lower income considerations based on their salary paid by the City.

Resolution 9-84

A RESOLUTION DELETING THE INCOME REQUIREMENT ESTABLISHING MAXIMUM PROPERTY TAXES FOR CERTAIN ELDERLY CITIZENS

WHEREAS, the Town of Kingston Springs, Tennessee, has heretofore adopted a Resolution establishing maximum property taxes for certain elderly citizens carried upon the records of the City as Resolution Number 83-008; and

WHEREAS, the Town of Kingston Springs, Tennessee, recognizes and finds it desirous to afford certain other tax relief to certain elderly citizens and;

NOW, THEREFORE, BE IT RESOLVED THAT: Any taxpayer or taxpayers who owns residential property as their principal place of residence shall be eligible for the tax relief provided in Resolution Number 83-008, regardless of annual income. All other aspects of the previous Resolution establishing maximum property taxes for certain elderly citizens shall remain in full force and effect.

This Resolution to become effective January 1, 1985. Adopted this 20 day of September, 1984.

Resolution 10-84

A RESOLUTION ACCEPTING THE GRANT OFFER FOR DESIGN AND CONSTRUCTION OF A WASTE WATER TREATMENT SYSTEM FOR THE TOWN OF KINGSTON SPRINGS, TENNESSEE

WHEREAS, the Town of Kingston Springs, Tennessee, has heretofore been involved in the development of a plan for the disposal of waste water, and;

WHEREAS, a grant offer has been received by the Town of Kingston Springs, Tennessee, on October 6, 1984, for Step Two + Three Design and Construction of Wastewater Treatment System for the purpose of funding a sewage system for the municipality;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE:

That the Mayor and Board of Commissioners of the Town of Kingston Springs, Tennessee, do hereby accept the grant offer made to the Town of Kingston Springs, Tennessee, on October 6, 1984, in the amount of one million One Hundred Eighty Six Thousand Five Hundred Ninety-Nine and 00/100 ($1,186,599.00) Dollars for Step Two + Three Design and Construction of Wastewater Treatment facilities for the Town of Kingston Springs, Tennessee, pursuant to Federal Water Pollution Control Act. Further, the Mayor is hereby authorized to execute the grant agreement in behalf of the Town. By acceptance of this grant offer the municipality agrees to abide by said grant agreement, assurances and conditions, management and procurement processes.

APPROVED and adopted this 18th day of October, 1984.

Resolution 11-84

A RESOLUTION REQUESTING THE AID AND ASSISTANCE OF MUNICIPAL TECHNICAL ADVISORY SERVICE (MTAS) TO ADMINISTER THE EPA GRANT FOR THE CONSTRUCTION OF WASTEWATER TREATMENT FACILITIES IN KINGSTON SPRINGS, TENNESSEE

WHEREAS, the Town of Kingston Springs, Tennessee, has heretofore executed a grant agreement for design and construction of wastewater treatment facilities within the municipality, and;

WHEREAS, the Town of Kingston Springs, Tennessee, believes it would be desirous and advantageous to have the assistance of the Municipal Technical Advisory Service (MTAS) to assist the Town during all phases of design and construction as well as management, procurement and beginning operation.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE:

That the Municipality enter into a working agreement with the Municipal Technical Advisory Service to aid in all phases of development of disposal of wastewaters made possible by the grant offer from the Environmental Protection Agency heretofore having been accepted by the Town of Kingston Springs, Tennessee.

APPROVED and adopted this ___ day of October, 1984.

Resolution 12-84

A RESOLUTION OF THE MUNICIPAL PLANNING COMMISSION OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, ENDORSING ESTABLISHMENT OF A MUNICIPAL SEWER SYSTEM

WHEREAS, the Municipal Planning Commission of the Town of Kingston Springs, Tennessee, recognizes the Mayor and Board of Commissioners for the Municipality have endeavored to establish and construct a sewage system to serve the Town of Kingston Springs; and

WHEREAS, the Board of Commissioners are seeking grant funds to make such a system a reality:

NOW, THEREFORE, BE IT RESOLVED by the Municipal Planning Commission of the Town of Kingston Springs, Tennessee, as follows:

That the existing subsurface disposal systems now being utilized within the corporate limits are inadequate and a nuisance and detriment to the public health which can best be corrected by a municipal collection and treatment system as set forth in the May, 1984, 201 Plan. This body recognizes the proposed system to be the most cost-effective method to solve this problem.

That the organized planning processes established by the Planning Commission demonstrate the creation of a municipal sewage system to be in furtherance of its goals and long-ranging planning directly benefiting the local citizens and influencing harmonious development and future planned growth.

This body recommends to the Mayor and Board of Commissioners to go forward with the grant process in accordance with their proposed 201 Plan in an expeditious fashion so as to better benefit the public welfare of the Town of Kingston Springs, Tennessee.

That the Chairman of the Planning Commission make favorable comment at the public hearing to be held on June 14, 1984.

Adopted and approved this 10th day of May, 1984.

Resolutions 1985

Resolution 1-85

A RESOLUTION OF THE TOWN OF KINGSTON SPRINGS CONCERNING A LOAN TO AID IN CONSTRUCTION OF WASTEWATER FALILITIES

WHEREAS, the Town of Kingston Springs intends to request a loan from Farmers How Achr~inistration to aid in the installation of a wastewater facility;

NOW THEREFORE, BE Fr RESOLVED, BY THE TOWN OF KINGSTON SPRINGS:

That the Mayor of Kingston Springs is hereby authorizes to execute and file an application on behalf of the Town of Kingston Springs with The Farmers Home Acninistration for a loan, to be applied to the construction cost of a wastewater facility.

Adopted this the 18th. bf April 1985, at Kingston Springs, TN.

Resolution 2-85

INITIAL RESOLUTION IN CONNECTION WITH THE ISSUANCE OF NOT TO EXCEED FOUR HUNDRED SEVENTY-FOUR THOUSAND ($474,000.00) DOLLARS SEWER SYSTEM REVENUE AND TAX DEFICIENCY BONDS OF THE TOWN OF KINGSTON SPRINGS, CHEATHAM COUNTY, TENNESSEE

WHEREAS, it is necesssary and advisable that the Town of Kingston Springs, Cheatham County, Tennessee (the "Town") , issue bonds, in the aggregate principal amount of not to exceed Four Hundred Seventy Four Thousand (($474,000.00) Dollars, in order to obtain funds for the purpose of financing the acquisition, construction, and equipping of a sewer system for said Town; and,

WHEREAS, said Town is authorized by Sections 7-36-101 through 7-36-133, inclusive, Tennessee Code Annotated, as amended, to issue bonds for such purpose;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, CHEATHAM COUNTY, TENNESSEE, AS FOLLOWS:

Section 1. There shall be issued the negotiable bonds (the "Bonds") of the Town of Kingston Springs, Cheatham County, Tennessee, in one or more series, in the aggregate principal amount of not to exceed Four Hundred Seventy Four Thousand ($474,000.00) Dollars, for the purpose of financing the acquisition, construction, and equipping of a sewer system for the Town, and all proeprty, real and personal, appurtenant thereto or connected with such work, and defraying all necessary and incidental expenses in connection therewith.

Section 2. The Bonds shall be issued pursuant to Sections 7-36-101 to 7-36-133, inclusive, Tennessee Code Annotated, as amended; shall bear interest at a rate or rates of not exceeding nine (9%) percent per annum; and shall be payable, both principal and interest, from the revenues of the sewer system of the Town of Kingston Springs, Cheatham County, Tennessee, and in the event of a deficiency in such revenues, from taxes to be levied, without limitation as to time, rate or amount, on all taxable property in such Town.

Section 3. This Resolution shall take effect immediately upon its adoption, the welfare of the Town of Kingston Springs, Cheatham County, Tennessee, requiring it.

Adopted and approved this 4th day of September, 1985.

After full discussion, it was thereupon moved by Janice Rucker and seconded by Joe D. Cron, that said Resolution be adopted, and upon roll being called the following voted:

AYE: Joe D. Cron and Janice Rucker.

NAY: None

Resolution 3-85

Exhibit D

RESOLUTION OF THE Board of Commissioners OF The Town of Kingston Springs,TENNESSEE, AUTHORIZING THE ISSUANCE OF INTEREST BEARING Road Paving Project #8208 CAPITAL OUTLAY NOTES (EXTENSION 1985) IN AN AMOUNT NOT TO EXCEED $ 38,938.94 AND PROVIDING FOR THE PAYMENT OF SAID NOTES.

WHEREAS, this Board of Commissioners pursuant to Section 7-36-103(18), Tennessee Code Annotated, adopted on Auqust 19, 1982, a resolution authorizing the issuance of $118,400.00 capital outlay notes for the purpose of road improvements; and

WHEREAS, $ 118,400.00 of said notes have been issued, dated December 21, 1982, maturing December 1, 1985; and

WHEREAS, due to unfavorable market conditions it is now necessary to extend the maturity date of $38,938.94 capital outlay notes which will be outstanding on December 1 , 1985 ; and

WHEREAS, under the provisions of Section 7-36-103(18), Tennessee Code Annotated, municipalities in Tennessee are authorized through their respective governing bodies upon approval by the State Director of Local Finance, to extend the maturity date of interest bearing Capital Outlay Notes; and

WHEREAS, it appears advantageous to said Municipality at this particular time to extend the maturity of said Capital Outlay Notes:

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Kingston Springs, Tennessee, as follows:

SECTION 1. That, for the purpose of providing funds to retire $38,938.94 outstanding Road Paving Project #8208 Capital Outlay Notes in and for said Municipality, there shall be issued negotiable interest bearing Capital Outlay Notes in a total principal amount not to exceed $38,938.94. That, said notes shall be designated "Road Paving Project #8208 Capital Outlay Notes (Extension 1985)" and shall be numbered serially beginning with the number 1. Each of said notes shall be dated as of the date of issuance thereof, shall be of such denomination as may be agreed upon by the Board and the purchaser of said notes, and shall mature not later than three (3) years after the date of issuance, provided that not less than $19,269.87 of the notes issued hereunder, which is an amount equal to one-fifth (1/5) of the original principal amount of the notes dated December 21,1982, issued under the said resolution adopted on August 19, 1982, shall mature, without renewal but subject to prior redemption, each year that any of the notes issued hereunder are outstanding.

SECTION 2. That, said notes shall bear interest at a rate not to exceed 10 % per annum, payable in such manner as shall be determined by the Board and the purchaser of said notes. Both principal and interest on said notes shall be payable in lawful money of the United States of America at the Office of the Treasurer of Kingston Springs, Tennessee.

SECTION 3. That, said notes shall be subject to redemption at the option of the municipality, in whole or in part, at any time at the principal amount thereof and accrued interest to the date of redemption.

SECTION 4. That, said notes shall be executed in the name ofKingston Springs, Tennessee, signed by the Mayor and attested by the Recorder, with the seal of the municipality attached thereto.

SECTION 5. That, said notes shall be in substantially the form attached hereto.

SECTION 6. That, for the purpose of providing funds with which to pay the principal of and interest accruing on said notes at maturity, there shall be levied upon all taxable property lying within the corporate limits of Kingston Springs Tennessee, a direct annual tax for each of the years while said notes, or any of them, are outstanding, in amounts sufficient for that purpose.

SECTION 7. That, said notes shall not be issued until approval by the State Director of Local Finance shall have been obtained as required by Section 7-36103(18), Tennessee Code Annotated.

SECTION 8. That, said notes shall not be sold for less than par and accrued interest.

SECTION 9. That, the proceeds of said notes shall be turned over to the Treasurer of said municipality and shall be paid out for the purposes and in the manner required by law and this resolution.

SECTION 10. That, if any of said capital outlay notes shall remain unpaid at the end of three (3) years from the date of issuance of same, the balance of said notes shall be converted to bonds as provided by Sections 9-11-101 to 9-11-109 inclusive, Tennessee Code Annotated, or otherwise liquidated in such manner as approved by the State Director of Local Finance in compliance with statutes relatir to the issuance and redemption of bonds and notes.

SECTION 11. That, all orders or resolutions in conflict herewith be and the same are hereby repealed

insofar as such conflict exists and this resolution shall become effective immediately upon its passage.

Duly passed and approved this 21st day of November, 1985.

Resolution 4-85

A RESOLUTION ACCEPTING THE ASSIGNMENT OF FRANCHISE RIGHTS RELATIVE TO KINGSTON SPRINGS, CABLE T.V. ORDINANCE

WHEREAS, the Town of Kingston Springs, Tennessee, has heretofore certified and approved an ordinance, as amended, granting a franchise to construct a cable television system within the corporate limits of the Town of Kingston Springs, Tennessee; and

WHEREAS, Galaxy Cablevision, Inc., has accepted as franchisee the terms and conditions set forth in said ordinance; and

WHEREAS, Galaxy Cablevision, Inc., has entered into a contract of sale with Essex 1985-2 Limited Partnership to acquire all assets and rights of Galaxy Cablevision, Inc., including franchise rights of the cable television system constructed within the corporate limits of Kingston Springs, Tennessee; and

WHEREAS, the Mayor and Board of Commissioners of the Town of Kingston Springs desire to approve Essex 1985-2 Limited Partnership by consenting to the assignment and transfer of the franchise from Galaxy Cablevision, Inc.

NOW, THEREFORE, be it resolved by the Mayor and Board of Commissioners of the Town of Kingston Springs, Tennessee, expressly consenting to the assignment of franchise rights from Galaxy Cablevision, Inc., to Essex 1985-2 Limited Partnership with said Essex 1985-2 Limited Partnership to be bound by those same terms and conditions as set forth in the Kingston Springs Cable Television Ordinance, as amended. The Mayor and Board by this resolution do expressly approve and consent to the assignment and transfer of the cable television system franchise heretofore granted by the municipality.

RESOLVED this 21st day of November, 1985.

Resolution 5-85

Exhibit D RESOLUTION OF THE Board of Commissioners OF The Town of Kingston Springs,TENNESSEE, AUTHORIZING THE ISSUANCE OF INTEREST BEARING Road Paving Project #8208 CAPITAL OUTLAY NOTES (EXTENSION 1985) IN AN AMOUNT NOT TO EXCEED $58,938.94 AND PROVIDING FOR THE PAYMENT OF SAID NOTES.

WHEREAS, this Board of Commissioners pursuant to Section 7-36-103(18), Tennessee Code Annotated, adopted on August 19, 1982, a resolution authorizing the issuance of $118,400.00 capital outlay notes for the purpose of road improvements; and

WHEREAS, $118,400.00 of said notes have been issued, dated December 21, 1982, maturing December 1, 1985; and

WHEREAS, due to unfavorable market conditions it is now necessary to extend the maturity date of $58,938.94 capital outlay notes which will be outstanding on December 1, 1985; and

WHEREAS, under the provisions of Section 7-36-103(18), Tennessee Code Annotated, municipalities in Tennessee are authorized through their respective governing bodies upon approval by the State Director of Local Finance, to extend the maturity date of interest bearing Capital Outlay Notes; and

WHEREAS, it appears advantageous to said Municipality at this particular time to extend the maturity of said Capital Outlay Notes:

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Kingston Springs, Tennessee, as follows:

SECTION 1. That, for the purpose of providing funds to retire $58,938.94 outstanding Road Paving Project #8208 Capital Outlay Notes in and for said Municipality, there shall be issued negotiable interest bearing Capital Outlay Notes in a total principal amount not to exceed $58,938.94 That, said notes shall be designated “Road Paving Project -#8208 Capital Outlay Notes (Extension 1985)” and shall be numbered serially beginning with the number 1. Each of said notes shall be dated as of the date of

issuance thereof, shall be of such denomination as may be agreed upon by the Board and the purchaser of said notes, and shall mature not later than three (3) years after the date of issuance, provided that not less than $13,555.56 of the notes issued hereunder, which is an amount equal to one-ninth(1/9) of the original principal amount of the notes dated December 21, 1982, issued under the said resolution adopted on August 19, 1982, shall mature, without renewal but subject to prior redemption, each year that any of the notes issued hereunder are outstanding.

SECTION 2. That, said notes shall bear interest at a rate not to exceed 10% per annum, payable in such manner as shall be determined by the Board and the purchaser of said notes. Both principal and interest on said notes shall be payable in lawful money of the United States of America at the Office of the Treasurer of Kingston Springs, Tennessee.

SECTION 3. That, said notes shall be subject to redemption at the option of the municipality, in whole or in part, at any time at the principal amount thereof and accrued interest to the date of redemption.

SECTION 4. That, said notes shall be executed in the name of Kingston Springs, Tennessee, signed by the Mayor and attested by the Recorder, with the seal of the municipality attached thereto.

SECTION 5. That, said notes shall be in substantially the form attached hereto.

SECTION 6. That, for the purpose of providing funds with which to pay the principal of and interest accruing on said notes at maturity, there shall be levied upon all taxable property lying within the corporate limits of Kingston Springs Tennessee, a direct annual tax for each of the years while said notes, or any of them, are outstanding, in amounts sufficient for that purpose.

SECTION 7. That, said notes shall not be issued until approval by the State Director of Local Finance shall have been obtained as required by Section 7-36103(18), Tennessee Code Annotated.

SECTION 8. That, said notes shall not be sold for less than par and accrued interest.

SECTION 9. That, the proceeds of said notes shall be turned over to the Treasurer of said municipality and shall be paid out for the purposes and in the manner required by law and this resolution.

SECTION 10. That, if any of said capital outlay notes shall remain unpaid at the end of three (3) years from the date of issuance of same, the balance of said notes shall be converted to bonds as provided by Sections 9-11-101 to 9-11-109, inclusive, Tennessee Code Annotated, or otherwise liquidated in such manner as approved by the State Director of Local Finance in compliance with statutes relating to the issuance and redemption of bonds and notes.

SECTION 11. That, all orders or resolutions in conflict herewith be and the same are hereby repealed insofar as such conflict exists and this resolution shall become effective immediately upon its passage.

Duly passed and approved this 9th day of December, 1985.

Resolutions 1986

Resolution 1-86

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A REAL ESTATE CONTRACT TO ACQUIRE REAL PROPERTY AS THE SITE FOR A SEWAGE TREATMENT PLANT

WHEREAS, the Town of Kingston Springs, Tennessee, has selected a suitable site for the placement of sewage treatment facilities to serve the citizens of the Municipality; and

WHEREAS, the Town has entered into negotiations and can acquire a 12.9 acre site for the sum of Forty Thousand ($40,000.00) Dollars with owner financing for a period of twelve months for Thirty-Five Thousand ($35,000.00) Dollars of the purchase price, to be carried for a period not to exceed twelve (12) months; and

WHEREAS, it is necessary to approve the acquisition and to authorize the Mayor to enter into a contract for purchase to obligate the Town and to close on the property at the earliest practicable date.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Board of Commissioners of the Town of Kingston Springs, Tennessee, to acquire the sewage treatment plant site in accordance with the aforementioned and pursuant to those terms as set forth in the attached contract, which is hereby approved and incorporated by reference to this resolution. Further, the Mayor is authorized to enter into all necessary agreements and instruments whereby the Town will obtain a fee simple interest in the 12.9 acre site. All being in the best interest of the Town of Kingston Springs, Tennessee.

RESOLVED this 9th day of January, 1986.

Resolution 2-86

A RESOLUTION COMMITTING THE FIRST MULTIPLE ADVANCE MONIES FROM THE FARMERS HOME ADMINISTRATION TO BE OBLIGATED TOWARD MORTGAGE PROPERTY WHICH WOULD BECOME A PART OF THE TOWN'S SEWAGE TREATMENT FACILITIES

WHEREAS, the Town of Kingston Springs, Tennessee, has heretofore sought and gained preliminary approval for a Farmers' Home Administration loan to fund the implementation and construction of sewage treatment facilities as it relates to costs not covered by a Community Development Block Grant and an Environmental Protection Agency Grant; and

WHEREAS, the Town is obligated to first secure a land site for the sewage treatment plant which must be free and clear of any encumbrance or lien prior to the the commencement of construction for the sewer system, and it will be necessary to remove the vendor's lien on the subject property by discharging said lien from the first monies that come into hand by virtue of a multiple advance from the Farmers Home Administration loan.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of Kingston Springs, Tennessee, to commit the first monies in the form of a multiple advance coming into the treasury of the Town of Kingston Springs to be applied and paid so as to discharge any indebtedness on the sewer treatment plant site to be acquired by the Town, all to occur prior to the commencement of construction of the sewage treatment system.

RESOLVED this 9th day of January, 1986.

Resolution 3-87

AGREEMENT WITH TML INSURANCE POOL

WHEREAS, Chapter 282 of the Tennessee Public Acts of 1979 grants governmental entities the specific power to secure risk management, insurance, or self-insurance for themselves and their employees in different areas of liability and insurability through joint and cooperative action with other municipalities under Section 12-801 et seq.,Tennessee Code Annotated, as amended, known as the Interlocal Cooperation Act;

WHERAS, the Town of Kingston Springs has heretofore entered into an agreement under said Interlocal Cooperation Act to create and establish the TML Insurance Pool, a not-for-profit corporation,

for the purpose of organizing and operating an insurance pool offering risk management and other related services in addition to basic insurance coverage;

Whereas, said agreement authorized any political subdivision of the State of Tennessee to become a participant in said agreement by adoption of an appropriate ordinance or resolution;

WHEREAS, the City Council of the Town of Kingston Springs has determined that said municipality will benefit from it's participation in said agreement with the Town of Kingston Springs and such other municipalities as may participate therein;

WHERAS, it has been proposed that the Towm of Kingston Springs enter into a contract with the TML Insurance Pool, a copy of said contract being attached herwto as Exhibit A and incorporated herein as fully as though copied; and,

WHERAS, the City Council of the Town of Kingston Springs has reviewed the provisions of said contract and has determined it to be inthe best interest of said municipality and it's citizens that appropriate steps be taken to enter into said contract.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE TOWN OF KINGSTON SPRINGS AS FOLLOWS:

1. The Town of Kingston Springs shall participate in the agreement between the Town of Kingston Springs and such other municipalities as participate therein, said agreement being to cooperate in creating, establishing and contracting with the TML Insurance Pool, a not-for-profit Tennessee Corporation organized to provide a method for political subdivisions of the State of Tennessee to obtain risk management, insurance, self-insurance or any combinations thereof for any and all areas of liability or insurability. 2. The form, content and provision of the contract, a copy of which is attached hereto as Exibit A and incorperated herein as fully as as though copied, are hereby approved.

3. The Mayor and Recorder are authorized, empowered and directed on behalf of the Town of Kingston Springs to enter into said contract with the TML Insurance Pool for certain services of risk management and insurance in accordance with Chapter No. 282 of the Tennessee Public Acts of 1979, and to take such other steps as may be necessary to implement and carry out the intent of this Resolution.

4. This Resolution shall become effective upon its passage, the public welfare requiring it.

APPROVED AND ADOPTED this 23 day January, 1986.

Resolution 4-86

A RESOLUTION OF INTENT TO ENTER INTO A FORMAL AGREEMENT WITH SECOND SOUTH CHEATHAM UTILITY DISTRICT

WHEREAS, the Town of Kingston Springs, Tennessee, is undertaking the implementation of sewage treatment facilities to serve the citizens of the municipality; and

WHEREAS, the Town is required to enter into an agreement with Second South Cheatham Utility District relative to billing and collection of sewer services, once the system is operational.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Board of Commissioners of the Town of Kingston Springs, Tennessee, its intent to enter into a formal agreement with the Second South Cheatham Utility District through its Board of Commissioners relative to billing and collection of sewer services to be provided in the Town of Kingston Springs. The Town will commit to the Utility District in a formal written agreement the following in exchange for the Town being furnished meter reading data, administrative assistance relative to deposits received and enforcement of delinquent accounts by suspension of water service to the mutual customers:

1. The Town will be supplied the District's meter readings from which Central Service Association will prepare a sewer bill and the Town will be responsible for the Central Service expenses and postage thereon.

2. Once a sewer deposit is established by the Town, the District will intake a customer's deposit and transmit the same to the Town. The Town will be responsible for furnishing the District deposit receipt forms approvable by the District.

3. The District will furnish the Town with a copy of all new set-ups, change-outs, etc. The Town will be responsible for collecting the sewer bill and will coordinate past-due/delinquent accounts with the water District.

4. The District will submit a copy of their past-due list each month to the Town and will supply a list of all cut-offs. The respective governing bodies in the formal agreement will establish when an account is excessively past-due causing a suspension of water service.

5. The Town will pay to the Second South Cheatham Utility District on a monthly basis the sum of 50/100 ($.50) Dollars for each water utility meter reading of the customers of Second South Cheatham Utility District served within the Municipality who will be served with sewage services. The anticipated number of start-up customers is three hundred sixty (360).

6. The Town will be responsible for all start-up expenses to commence collection of accounts.

7. Billing procedures and receivable controls will be coordinated between the respective entities.

RESOLVED this 16th day of January, 1986.

Resolution 5-86

LOAN RESOLUTION (Public Bodies)

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE AUTHORIZING AND PROVIDING FOR THE INCURRENCE OF INDEBTEDNESS FOR THE PURPOSE OF PROVIDING A PORTION OF THE COST OF ACQUIRING, CONSTRUCTING, ENLARGING, IMPROVING, AND/OR EXTENDING ITS SEWER WASTEWATER TREATMENT FACILITIES FACILITY TO SERVE AN AREA LAWFULLY WITHIN ITS JURISDICTION TO SERVE.

WHEREAS, it is necessary for the TOWN OF KINGSTON SPRINGS(Public Body),(herein after called association) to raise a portion of the cost of such undertaking by issuance of its bonds in the principal amount of FOUR HUNDRED SEVENTY FOUR THOUSAND ($474,000.00) DOLLARS pursuant to the provisions of Tennessee Code Annotated 7-36-101, et Seq. WHEREAS, the association intends to obtain assistance from the Farmers Home Administration, United States Department of Agriculture, (herein called the Government) acting under the provisions of the Consolidated Farm and Rural Development Act (7 U.S.C. 1921 et seq.) in the planning, financing, and supervision of such undertaking and to purchasing of bonds lawfully issued, in the event that no other acceptable purchaser for such bonds is found by the association:

NOW THEREFORE, in consideration of the premises the association hereby resolves:

1. To have prepared on its behalf and to adopt an ordinance or resolution for the issuance of its bonds and containing such items and in such forms are required by STATE statutes and as are agreeable and acceptable to the Government.
2. To refinance the unpaid balance, in whole or in part, of its bonds upon the request of the Government if at any time it shall appear to the Government that the association is able to refinance its bonds by obtaining a loan for such purposes from responsible cooperative or private sources at reasonable rates and terms for loans for similar purposes and periods of time as required by section 333(c) of said Consolidated Farm and Rural Development Act (7 U.S.C. 1983(c)).
3. To provide for, execute, and comply with Form FmHA 400-4, “Assurance Agreement”; and Form FmHA 400-1, “Equal Opportunity Agreement”, including an “Equal Opportunity Clause”, which clause is to be incorporated in, or attached as a rider to, each construction contract and subcontract involving in excess of $10,000.
4. To indemnify the Government for any payments made or losses suffered by the Government on behalf of the association. Such indemnification shall be payable from the same source of funds pledged to pay the bonds or any other legal permissible source.
5. That upon default in the payments of any principal and accrued interest on the bonds or in the performance of any covenant or agreement contained herein or in the instruments incident to making or insuring the loan, the Governnment at its option may (a) declare the

entire principal amount then outstanding and accrued interest immediately due and payable, (b) for the account of the association (payable from the source of funds pledged to pay the bonds or any other legally permissible source) incur and pay reasonable expenses for repair, maintenance, and operation of the facility and such other reasonable expenses as may be necessary to cure the cause of default, and/or (c) take possession of the facility, repair, maintain, and operate or rent it. Default under the provisions of this Resolution or any instrument incident to the making or insuring of the loan may be construed by the Government to constitute default under any other instrument held by the Government and executed or assumed by the Association, and default under any such instrument may be construed by the Government to constitute default hereunder.

6. Not to sell, transfer, lease, or otherwise encumber the facility or any portion thereof, or interest therein, not permit others to do so, without the prior written consent of the Government.
7. Not to borrow any money from any source, enter into any contract or agreement, or incur any other liabilities in connection with making enlargements, improvements or extensions to, or for any other purpose in connection with the facility (exclusive of normal maintenance) without the prior written consent of the Government if such undertaking would involve the source of funds pledged to pay the bonds.
8. To place the proceeds of the bonds on deposit in an account and in a manner approved by the Government. Funds may be deposited in institutions insured by the State or Federal Government or invested in readily marketable' securities backed by the full faith and credit of the United States. Any income from these accounts will be considered as revenues of the system
9. To comply with all applicable State and Federal laws and regulations and to continually operate and maintain the facility in good condition.
10. To provide for the receipt of adequate revenues to meet the requirements of debt service, operation and maintenance, and the establishment of adequate reserves. No free service or use of the facility will be permitted.
11. To acquire and maintain such insurance coverage including fidelity bonds as may be required by the Government.
12. To establish and maintain such books and records relating to the operation of the facility and its financial affairs and to provide for required audit thereof in such a manner as may be required by the Government, to provide the Government without its request, a copy of each such audit, and to make and forward to the Government such additional information and reports as it may from time to time require.
13. To provide the Government at all reasonable times access to all books and records relating to the facility and access to the property of the system so that the Government may ascertain that the association is complying with the provisions hereof and of the instruments incident to the making or insuring of the loan.
14. In cases where the Government requires that a reserve account be established and maintained, when necessary, disbursements from the reserve account may be used for payments due on the bond if sufficient funds are not available in the general or debt service accounts. With the prior written approval of the Government, funds may be withdrawn for:

    (a) Paying the cost of repairing or replacing any damage to the facility which may have been caused by catastrophe.

    (b) Repairing or replacing short-lived assets.

    (c) Making extensions or improvements to the facility.

    Any time funds are disbursed from the reserve account, additional deposits will be required until the reserve account has reached the required funded level.
15. To provide adequate service to all persons within the service area who can feasibly and

legally be served and to obtain FmHA's concurrence prior to refusing new or adequate services to such persons. Upon failure to provide services which are feasible and legal, such person shall have a direct right of action against the association or public body.

16. In the case of a grant in the sum not to exceed $____, the association hereby accepts the grant under the terms as offered by the Government and that the ____ and ____ of the association are hereby authorized and empowered to take all action necessary or appropriate in the execution of all written instruments as may be required in regard to or as evidence of such grant and the association hereby resolves to operate the facility under the terms as offered in said grant agreement(s).

The provisions hereof and the provisions of all instruments incident to the making or the insuring of the loan, unless otherwise specifically provided by the terms of such instrument, shall be binding upon the association as long as the bonds are held or insured by the Government. The provisions of sections 6 through 15 hereof may be provided for in more specific detail in the bond resolution or ordinance; to the extent that the provisions contained in such bond resolution or ordinance should be found to be inconsistent with the provisions hereof, these provisions shall be construed as controlling as between the association and the Government.

The vote was: Yeas 4 Nays 0 Absent 1

IN WITNESS WHEREOF, the BOARD OF COMMISIONERS of the TOWN OF KINGSTON SPRINGS, TENNESSEE has duly adopted this Resolution and caused to be executed by the officers below in duplicate on this 20th day of Marchm 1986.

Resolution 6-86

RESOLUTION AUTHORIZING THE ISSUANCE, AND PROVIDING DETAILS, OF BOND ANTICIPATION NOTES IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED FOUR HUNDRED SEVENTYFOUR THOUSAND DOLLARS ($474,000) ; AUTHORIZING THE SALE THEREOF; AND, PROVIDING FOR THE PAYMENT OF SUCH NOTES

WHEREAS, by Resolution duly adopted on September 4, 1985 (the "Initial Resolution"), the Board of Commissioners of the Town of Kingston Springs, Cheatham County, Tennessee (the "Town"), has authorized the issuance by said Town of Sewer System Revenue and Tax Deficiency Bonds (the "Bonds") in the aggregate principal amount of Four Hundred Seventy-Four Thousand Dollars ($474,000), for the purpose of financing the acquisition, construction, and equipping of a sewer system (the "System") for said Town;

WHEREAS, said Initial Resolution was published in full, together with that certain Notice specified in Section 7-36-108, Tennessee Code Annotated, as amended, on September 11 , 1985, in the Ashland City Times, a newspaper of general circulation in the Town of Kingston Springs, Cheatham County, Tennessee;

WHEREAS, no petition protesting the issuance of the Bonds was subsequently filed with the Recorder or the Mayor or any other official of the Town;

WHEREAS, the Town finds and determines that the construction of the improvements to the System is essential to the health, welfare and safety of the public;

WHEREAS, in order to proceed as expeditiously as possible with the construction of such essential improvements to the System, it is necessary that interest bearing bond anticipation notes be issued for the purpose of providing funds in anticipation of the issuance of such Bonds; and,

WHEREAS, the Town is authorized by the provisions of Section 7-36-103, Tennessee Code Annotated, as amended, to issue such notes for said purposes:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, CHEATHAM COUNTY, TENNESSEE, AS FOLLOWS:

Section 1. Authorization. For the purpose of providing funds in anticipation of the issuance of the Bonds, there shall be issued pursuant to, and in accordance with, the provisions of Section 7-36-103, Tennessee Code Annotated, as amended, and other applicable provisions of law, the interest bearing bond anticipation notes (collectively, the "Notes", individually, the "Note") of the Town, in the aggregate principal amount of not to exceed Four Hundred Seventy-Four Thousand Dollars ($474,000).

Section 2. Terms and Provisions of the Notes. Said Notes shall be designated "Bond Anticipation Notes, Sewer System, Series 1986". Each Note shall be dated as of the date of its issuance; shall bear interest at a rate not to exceed eight percent (8%) per annum, payable at least annually; shall be of such denomination and contain such terms, conditions, and provisions, other than as expressly provided or limited herein, as may be agreed upon by the Mayor of the Town and the purchaser or purchasers of such Note or Notes; and, shall mature not later than two (2) years after date of issuance. All Notes shall be fully registered as to principal and interest and shall be numbered serially as issued, without regard to denominations, beginning with the number one.

Section 3. Execution of Notes. The Notes shall be signed by the Mayor of the Town with his manual or facsimile signature, shall be countersigned by the Recorder with her manual or facsimile signature, and shall have printed or impressed thereon the official seal, or a facsimile thereof, of the Town. In the event any officer whose manual or facsimile signature appears on any Note shall cease to be such officer before the authentication and delivery of the Notes, such manual or facsimile signature shall nevertheless be valid and sufficient for all purposes, the same as if said officer had remained in office until authentication and delivery. However, only Notes authenticated by the endorsement thereon of a certificate substantially in the form herein set forth, executed by the Note Registrar (as hereinafter defined), shall be valid or become obligatory for any purpose or be secured as provided herein; and every certification of the Note Registrar upon any Note shall be conclusive evidence that such note has been duly authenticated and registered.

Section 4. Appointment of Note Reqistrar and Payinq Aqent. The Town hereby appoints the Trust Department of Union Trust Company, a banking institution located in Nashville, Tennessee, or the successor thereto, as Fiscal Agent (the "Fiscal Agent") to provide such fiscal services as acting as Note Registrar, Paying Agent, and Transfer Agent, and to provide such fiscal services as may be necessary or desirable with respect to the management, investment and reinvestment of funds established by the provisions of this Resolution. The Town from time to time may, with or without cause, remove the Fiscal Agent and the Fiscal Agent may, at any time, resign and be discharged of its duties and obligations by giving not less than thirty (30) days written notice to the Town, and such resignation shall not take effect until the date specified in such notice. In the event of such removal or resignation, the City shall appoint a successor Note Registrar and Paying Agent. Every predecessor Note Registrar and Paying Agent shall deliver to its successor Note Registrar and Paying Agent all registration books, the list of note holders, and all other records, documents and instruments relating to its duties as such Note Registrar and Paying Agent.

The Fiscal Agent, as Note Registrar, shall establish and maintain suitable books (the "Registration Books") for recording the registration, conversion, and payment of the Notes, and shall also perform such other duties as may be required in connection with any of the foregoing. The principal office of the Fiscal Agent is hereby designated as an office or agency of the Town for payment of the principal of and interest on the Notes, for the investment of funds created herein, and for communication with the Town on matters pertaining to the Notes.

The Fiscal Agent shall be protected in acting in good faith upon any notice, request, consent, certificate, order, affidavit, letter, telegram or other paper or document believed by the Fiscal Agent to be genuine and to have been signed or sent by the proper person or persons. Any action taken by the Fiscal Agent pursuant to this Resolution upon the request or authority or consent of any person who at the time of making such request or giving such authority or consent is the registered holder of any such Notes, will be conclusive and binding upon all future registered holders of the same Note and upon Notes issued in exchange therefor or in place thereof.

The Fiscal Agent may rely upon:

(A) a certificate, signed by the Mayor of the Town:

(i) as to the existence or non-existence of any fact or facts stated therein;

(ii) as to the sufficiency or validity of any instrument, paper, or proceeding, other than a resolution of the Town; and,

(iii) as to the necessity or appropriateness of any particular dealing, transaction, or action;

(B) a certificate, signed by the Recorder of the Town, as to the due adoption and validity of a resolution of the Town; and,

(C) the written opinion or advice of any attorney or attorneys for the Town.

The permissive right of the Fiscal Agent to do those things enumerated in this Resolution shall not be construed as a duty and the Fiscal Agent shall not be answerable for other than its gross negligence, misconduct, or willful default.

The Fiscal Agent shall not be deemed to have notice of any default hereunder except a default in the payment of the principal of, or the interest on, any of the Notes, whether at maturity or upon prior redemption, unless the Fiscal Agent shall be specifically notified in writing of such default by the District or the registered holders of at least twenty-five percent (25%) in aggregate principal amount of all then outstanding Notes.

The Fiscal Agent shall not be required to give any bond or surety in respect of the execution of the duties and powers intended to be conferred upon it in this Resolution or otherwise in respect of the premises.

Section 5. Registration, Negotiability, and Payment. The Notes shall be fully registered as to both principal and interest and shall be fully negotiable upon proper endorsement by the registered owner thereof. No transfer of any of the Notes will be valid unless such transfer is noted upon the Registration Books and until such Note is surrendered, cancelled, and exchanged for a new Note or Notes which shall be issued to the transferee, subject to all the conditions contained herein, having the same maturity, bearing interest at the same rate of interest, and in the same aggregate principal amount, all as the surrendered Note. Interest on the Notes will be paid by check or draft of the Town or of the Fiscal Agent on behalf of the Town mailed to the registered owners thereof at the address shown on the Registration Books of the Town, as of the close of business on the fifteenth day of the month next preceding the interest payment date, without, except for final payment, presentation or surrender of the Notes. Principal will be paid at maturity in like manner, provided that the Note shall have been presented and surrendered for payment. Payment in such manner shall forever discharge and release the obligation of the Town to the extent of the principal, interest, or both so paid.

In the event any Note issued hereunder shall become mutilated, or be lost, stolen or destroyed, it shall, at the written request of the registered owner, be cancelled on the Registration Books and a new Note shall be authenticated and delivered, corresponding in all aspects but number to the mutilated, lost, stolen or destroyed Note. If the principal on said Note shall be due within fifteen days of receipt of the written request of the registered owner, payment therefor shall be made as scheduled in lieu of issuing a new Note. In every case the registered owner shall certify in writing as to the destruction, theft or loss of such Note and shall reimburse the Town for the expense incurred in the reissuance thereof.

Any notice to the contrary notwithstanding, the Town and all of the officials, employees and agents thereof, including the fiscal Agent, may deem and treat the registered holders of the Notes as to the absolute owners thereof for all purposes, including, but not limited to, payment of the principal thereof, and the interest thereon, regardless of whether such payment shall then be overdue.

Section 6. Prepayment. The Notes shall be subject to prepayment prior to maturity at any time at the option of the Town, as a whole or in part, determined by lot or other customary method, and shall be prepaid as a whole from the Bonds of the Town in connection with which the Notes are issued, in either case at the price of par and accrued interest to the date of prepayment and without premium or penalty.

Notice of intended prepayment shall be given by first class mail to the registered holders of the Notes to be prepaid. Such notice shall be given not less than thirty (30) days nor more than ninety (90) days prior to the date fixed for prepayment. Each such notice of prepayment shall designate the date and place of prepayment; shall specify the serial numbers and the aggregate principal amount of the Notes to be prepaid; and shall state that provided sufficient funds are available on such prepayment date to pay the principal of and the unpaid interest accrued on the Note or Notes of such Note to be prepaid, the interest on such Note or Notes shall cease to accrue from and after the prepayment date specified.

Section 7. Source of Payment. The Notes shall be payable from the proceeds of the sale of bonds in anticipation of which the Notes are issued, and from taxes to be levied on all taxable property in the Town of Kingston Springs, without limitation as to time, rate or amount.

Section 8. Form of Notes. The Notes shall be issued in typed, mimeographed, printed, or photocopied form, or any combination thereof, substantially as follows, with such minor changes therein or such variations thereof, including, but not limited to, modification of the place of payment of interest thereon, as the Mayor of the Town may deem necessary or desirable, the blanks to be appropriately completed by said Mayor prior to issuance:

Section 9. Approval of Director of Local Finance,. Anything herein contained to the contrary notwithstanding, no Notes authorized under this Resolution shall be issued, sold, or delivered, unless and until such Notes shall first have been duly approved by the Director of Local Finance of the State of Tennessee as provided by Section 7-36-103, Tennessee Code Annotated, as amended. The Mayor, Recorder, and Town Attorney are hereby authorized to take such steps as are necessary to obtain such approval.

Section 10. Levy of Taxes. The Notes, when issued, shall be direct general obligations of the Town, and to the payment of such Notes there is hereby pledged the full faith and credit of said Town, together with the taxing power of such Town as to all taxable property located therein. There shall be levied annually, and collected in the same manner as other ad valorem taxes of said Town, a special tax over and above all other taxes authorized or limited by law to be imposed and levied on all taxable property in the Town, sufficient in amount to pay said Notes, both in principal and interest, as the same become due.

Section 11. Proceeds of Anticipated Bonds. Upon the issuance of the Bonds authorized by that certain Resolution fully described in the preamble hereto, the Notes, to the extent then outstanding, shall be paid from the proceeds of the sale of such Bonds.

Section 12. Sale of Notes. The Notes herein authorized may, at the discretion of the Mayor of the Town, be sold at either public or private sale, but none of such Notes shall be sold for less than ninety nine percent (99%) of par and accrued interest.

Section 13. Deposit and Disbursement of Proceeds; Investment of Proceeds. The proceeds of the Notes shall be deposited with the official of the Town designated by law as custodian of the funds of such Town, and shall be held and disbursed by such official in accordance with the provisions hereof and all applicable laws and regulations. Said official may invest the proceeds of such Notes in any manner not contrary to law. However, the Town certifies and covenants with the purchaser and holder of the Notes that so long as any Note remains unpaid, moneys on deposit in any fund or account in connection with the Notes, whether or not such moneys were derived from the proceeds of the sale of the Notes or from any other source, will not be used in a manner which will cause the Notes to be an "Arbitrage bond" within the meaning of Section 103(c) of the Internal Revenue Code of 1954, as amended, and any lawful regulations promulgated thereunder, including Treas. Reg. §1.103-13, 1.103-14, and 1.103-15 (197), as the same presently exist, or may from time to time hereafter be amended, supplemented, or revised. The Town also covenants that if any arbitrage provisions contained in the Tax Reform Bill of 1985 or other legislation now pending in the Congress of the United States require, if enacted and made applicable to the Notes, the rebate of any excess earnings on the proceeds of the Notes to the Treasury of the United States as a non-arbitrage condition, the Town will provide for the calculation of and the making of such rebate. The Town reserves the right, however, to make any investment of such moneys permitted by Tennessee law and this resolution if, when and to the extent that said Section 103(c) or regulations promulgated thereunder shall be repealed or relaxed or shall be held void by final decision of a court of competent jurisdiction, but only if any investment made by virtue of such repeal, relaxation or decision would not, in the opinion of counsel of recognized competence in such matters, result in making the interest on the Notes subject to federal income taxation.

Section 14. Severability. Should any provision or provisions of this Resolution be declared invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, provision, or provisions shall not affect the remaining provisions of such Resolution.

Section 15. Repeal of Conflictinq Resolutions. All resolutions are, to the extent of such conflict,

hereby repealed and this Resolution shall take effect as soon as permitted by law, the welfare of the Town requiring it.

Adopted and approved this 17th day ofJuly, 1986.

After full discussion, it was moved by Joe D. Cron and seconded by Robert Sanders that said Resolution be adopted, and upon roll being called the following voted:

Aye: Anthony Campbell Robert Sanders Janice Rucker Joe Cron Chuck Sleighter

Nay: None

The Mayor thereupon declared said Resolution duly adopted and approved the same in open meeting. There being no further business, upon motion duly made, seconded, and unanimously adopted, the Board of Commissioners of the Town of Kingston Springs, Cheatham County, Tennessee, adjourned.

Resolution 7-86

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A BILLING A COLLECTION AGREEMENT WITH SECOND SOUTH CHEATHAM UTILITY DISTRICT RELATIVE TO SEWER SERVICES

WHEREAS, the Town of Kingston Springs, Tennessee is in the process of commencing construction of a sewer system to serve the residents of the municipality; and

WHEREAS the Second South Cheatham Utility District nov serves the area with water services; and

WHEREAS there is need to implement a billing a collection agreement for customers of the to-be-constructed sewer system; upon motion duly made and seconded, it was unanimously RESOLVED by the Board of Commissioners that the Mayor of the Town of Kingston Springs be and hereby is authorized to execute on behalf of the Town of Kingston Springs an agreement for billing and collection with Second South Cheatham Utility District according to those terms set forth in a written agreement which is attached to this resolution and incorporated by reference herein.

Adopted this 29th day off October, 1986.

SEWER SYSTEM BILLING AND COLLECTION AGREEMENT

THIS AGREEMENT entered into this 6 day of November, 1986, by and between the Town of Kingston Springs, Tennessee, hereinafter called the TOWN, and the Second South Cheatham Utility District of Cheatham County, Tennessee, hereinafter called the DISTRICT, to wit:

WHEREAS, the DISTRICT operates a water system within the area set out by the order of its creation in the southern part of Cheatham County, Tennessee, with extensions made or to be made beyond such area as permitted by law, and with the area served by it including the area within the TOWN; and

WHEREAS, the TOWN is prepared to commence construction of a sewer system to serve its residents, with present, or future extensions beyond; its limits; and

WHEREAS, it will be mutually beneficial to the parties hereto combine all water and sewer system billings, collection of bills, and enforcement of payment thereof;

NOW, THEREFORE, in consideration of the mutual benefits to flow from such joint efforts, the parties do hereby agree that:

1. From and after the TOWN'S first establishment of its sewer system, all billing for water and sewer services and collection of such bills (except for judicial enforcement) shall be ,handled-entirely by the DISTRICT, with remissions to the TOWN, as herein provided.

2. The DISTRICT shall automatically commence billing as to each address receiving water service commencing with bills payable on the first day of the month immediately following notification by the TOWN to the DISTRICT that sewer service to such address has commenced. Such billing shall continue, except for periods of interruption or termination of water service, until the TOWN shall notify the DISTRICT that the sewer service at that address has been discontinued. If the TOWN shall charge a sewer tapping fee, the same shall be collected directly by the TOWN rather than being collected under this contract and the TOWN will transmit to the DISTRICT a copy of the paid receipt for sewer tapping

privileges together with a copy of the customer's executed user agreement which will not conflict with this contract. Said paid receipt will thereby authorize the DISTRICT to extend to the customer water and sewer services, after also satisfying the DISTRICT'S regulations to establish a customer account affording water services.

The DISTRICT will also bill for the TOWN'S customers who receive sewer service, but do not receive water service. The parties will identify these customers and the TOWN by ordinance(s) will establish the applicable sewer rate for billing and collection by the DISTRICT. Said ordinance establishing non-water customer rates will also establish TOWN'S sewer department, tap fees and adoptt the, same; late penalties ,utilized by the DISTRICT as a part of collection.

3. In the event the TOWN shall establish its sewer rates as a percentage of the water rates charged by the DISTRICT, then such percentage shall apply to all water usage charges made by the DISTRICT including, for example, penalties for late payment.

4. The bills to be issued by the DISTRICT shall separately, show the billings for water and sewer services but with a total combined bill for both.

5. On or before the 15th day of each month, the DISTRICT. shall remit to the TOWN the full amount of all sewer rates collected through.the 10th day of the same month, less ten (10%) percent of the total of such sewer rate collections which shall be retained by the DISTRICT as its compensation for the billing and collection services. The DISTRICT shall furnish the TOWN all data required by the TOWN for accounting purposes as to such bill collections.

6. In the event any customer shall refuse to pay the sewer bill while paying the water bill, the DISTRICT shall advise the customer that this may lead to a termination of both his water and sewer services. Thereafter, if the TOWN shall request that such customer's water/sewer services be cut off for non-payment, the DISTRICT shall disconnect the customer's water service and for the following period of three months, the TOWN shall reimburse the DISTRICT for the average monthly amount of the customer's water bill, which obligation of reimbursement shall terminate if the customer shall earlier make all payments necessary for reinstatement of service. In such event, the customer shall be responsible to the DISTRICT for any charges the DISTRICT may normally make for reconnection, meter removal and reinstallation, and the like, related to interruption of water service for non-payment of water bills. When the DISTRICT'S customer pays all past dues and other charges aforesaid, and the TOWN has reimbursed the DISTRICT average monthly monies for termination as set forth above, then the TOWN will be credited for reimbursed amount(s).

7. This contract shall continue from month to month perpetually, as long as the parties shall find it convenient to maintain mutual billing and collection systems in relation to their separate water and sewer systems. Any provision hereof may be modified by mutual consent of the parties at any time.

8. It is certified that on October 29, 1986, the execution of this contract by the Mayor of the TOWN of Kingston Springs, was authorized by the TOWN'S Board of Commissioners in its called meeting held on the aforesaid date, a copy of which resolution is attached hereto.

9. It is hereby certified that on Nov. 6, 1986, the exeuction of this contract by the DISTRICT'S Chairman was authorized by the Board if Commissioners of the Second South Cheatham Utility District ats called metting held on the aforesaid date, a copy of which resolution is attached hereto.

IN WITNESS WHEREOF, the parties hereunto have executed this contract in duplicate original on this, the day and date first above written.

Resolutions 1987

Resolution 1-87

A RESOLUTION APPROVING THE AGREEMENT FOR STEP THREE ENGINEERING SERVICES BY AND BETWEEN THE TOWN AND JOEL B. SPAULDING AND COMPANY, INC., ENGINEERS

WHEREAS, the Town of Kingston Springs, Tennessee, is in the process of implimenting a Wastewater Treatment Facilities System; and,

WHEREAS, the Architectural and Engineering Selection Committee has negotiated a contract for services to be rendered by the Engineers, Joel B. Spaulding and Company, Inc., with the Town; and

WHEREAS, said Memoranda negotiations and a draft contract have been submitted to construction loans and grants, Tennessee Department of Health and Environment;

IT IS, RESOLVED, by the Mayor and Board of Commissioners to approve said contract subject to the final approval by the Division of Construction Loans and Grants, pursuant to the E.P.A. Grant provisions, and the Mayor is hereby authorized upon receipt of said approval to execute the contract for and in behalf of the Town of Kingston Springs, Tennessee, with the Engineering Firm, Joel B. Spaulding and Company, Inc.

RESOLVED, this 15th day of January, 1987.

Resolution 2-87

RESOLUTION AUTHORIZING THE ISSUANCE, AND PROVIDING THE DETAILS, OF INTEREST BEARING GRANT ANTICIPATION NOTES, IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED ONE MILLION TWO HUNDRED THOUSAND DOLLARS ($1,200,000), OF THE TOWN OF KINGSTON SPRINGS, CHEATHAM COUNTY, TENNESSEE; AUTHORIZING THE SALE THEREOF; AND PROVIDING FOR THE PAYMENT OF SAID NOTES.

Whereas, it has been determined by the Board of Commissioners of the Town of Kingston Springs, Tennessee that it is necessary and desirable to provide funds for the purpose of financing the construction of certain wastewater treatment facilities of the Town of Kingston Springs, Tennessee (the "Town");

Whereas, sufficient funds are not now available for this purpose and it will be necessary for this Board of Commissioners to authorize the issuance of notes to finance this transaction;

Whereas, there is on file in the Office of the Town a fully executed agreement for grant funds between the Environmental Protection Agency, a federal agency, and the Town in the aggregate principal amount of $1,204,128, dated September 30, 1985, to provide funds to finance the major portion of the costs of construction of wastewater treatment facilities of the Town (the "Project");

Whereas, the Town is authorized by Section 7-36-103, Tennessee Code Annotated, as amended, to issue grant anticipation notes for said purpose; and, Whereas, the Board of Commissioners of the Town now deems it necessary and desirable at this time, to authorize the issuance of grant anticipation notes to finance the costs of the construction of the Project;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AS FOLLOWS:

Section 1. Authorization. For the purpose of providing funds to finance part of the costs of the Project, there shall be issued pursuant to, and in accordance with, the provisions of Section 7-36-103, Tennessee Code Annotated, as amended, and other applicable provisions of law, the interest bearing grant anticipation notes (collectively, the "Notes"; individually, the "Note"), of the Town in an aggregate principal amount of not to exceed One Million Two Hundred Thousand Dollars ($1,200,000).

Section 2. Terms and Provisions of the Notes. Said Notes shall be designated "EPA Grant Anticipation Notes, Series 1987." Each Note shall be dated as of the date of its issuance; shall mature not later than two (2) years thereafter; shall bear interest at a rate not to exceed ten percent (10%) per annum, payable semi-annually; and, shall be of such denomination and contain such terms, conditions, and provisions, other than as expressly provided or limited herein, as may be agreed upon by the Mayor of the Town and the purchaser of such Notes. All Notes shall be numbered serially as issued, without regard to denominations, beginning with the number one, and shall be fully registered, both as to principal and interest.

Section 3. Execution of Notes. The Notes shall be signed by the Mayor of the Town with his or her manual or facsimile signature, shall be countersigned by the City Recorder with his or her manual or facsimile signature, and shall have printed thereon a facsimile of the official seal of the Town. In the event any officer whose facsimile signature appears on any Note shall cease to be such officer before the authentication and delivery of the Notes, such facsimile signature shall nevertheless be valid and sufficient for all purposes, the same as if said officer had remained in office until authentication and delivery.

Section 4. Registration and Negotiability. The City Recorder is hereby appointed the Note Registrar and as such official shall establish and maintain suitable books (the "Registration Books") for recording the registration, conversion, and payment of the Notes, and shall also perform such other duties as may be required in connection with any of the foregoing. The Notes shall be fully registered as to both principal and interest and shall be fully negotiable upon proper endorsement by the registered owner thereof. No transfer of any of the Notes will be valid unless such transfer is noted upon the Registration Books and until such note is surrendered, cancelled, and exchanged for a new Note or Notes which shall be issued to the transferee, subject to all the conditions contained herein, having the same maturity, bearing interest at the same rate of interest, and in the same aggregate principal amount, all as the surrendered Note. Interest on the Notes will be paid by checks or drafts of the Town mailed to the registered owners thereof at the address shown on the Registration Books of the Town, as of the close of business on the fifteenth day of the month next preceding the interest payment date, without, except for final payment, presentation or surrender of the Notes, and payment in such manner shall forever discharge and release the obligation of the Town to the extent of the interest so paid. Principal will be paid at maturity in like manner, provided that the Note shall have been presented and surrendered for payment.

In the event any Note issued hereunder shall become mutilated, or be lost, stolen or destroyed, it shall, at the written request of the registered owner, be cancelled on the Registration Books and a new Note shall be authenticated and delivered, corresponding in all aspects but number to the mutilated, lost, stolen or destroyed Note. If the principal on said Note shall be due within fifteen days of receipt of the written request of the registered owner, payment therefor shall be made as scheduled in lieu of issuing a new Note. In every case the registered owner shall certify in writing as to the destruction, theft or loss of such Note and shall reimburse the Town for the expense incurred in the reissuance thereof.

Any notice to the contrary notwithstanding, the Town and all of the officials, employees and agents thereof, including the Note Registrar, may deem and treat the registered holders of the Notes as to the absolute owners thereof for all purposes, including, but not limited to, payment of the principal thereof, and the interest thereon, regardless of whether such payment shall then be overdue.

Section 5. Redemption. The Note shall be subject to call and redemption prior to maturity at any time at the option of the Town, as a whole or in part, determined by lot or other customary method, without premium or penalty, upon payment to the registered holders thereof of the principal amount of the Notes to be redeemed plus interest thereon until the date of redemption.

Notice of intended redemption shall be given by first class mail to the registered holders of the Notes to be redeemed or prepaid. Such notice shall be given not less than thirty (30) days nor more than ninety (90) days prior to the date fixed for redemption or prepayment. Each such notice of redemption or prepayment shall designate the date and place of redemption; shall specify the serial numbers and the aggregate principal amount of the Notes to be redeemed; and shall state that provided sufficient funds are available on such redemption date to pay the principal of and the unpaid interest accrued on the Note or Notes of such Note to be redeemed, the interest on such Note or Notes shall cease to accrue from and after the redemption date specified.

Section 6. Source of Payment; Security. The Notes shall be payable from undisbursed Note proceeds, if any, from grant proceeds to be received pursuant to the grant agreement between the Environmental Protection Agency, an agency of the United States of America, and the Town, dated September 30, 1985, as amended or supplemented, and from income earned on the investment of Note proceeds and grant proceeds. Said grant proceeds are hereby pledged to the payment of the principal of and interest on the Notes.

Section 7. Form of Notes. The Notes shall be issued in typed, mimeographed, printed, or photocopied form, or any combination thereof, substantially as follows, with such minor changes therein or such variations thereof, including, but not limited to, call provisions, if any, as the Mayor of said Town may deem necessary or desirable, the blanks to be appropriately completed by said Mayor prior to issuance.

Section 8. Miscellaneous Acts. The Mayor, the City Recorder, and any other appropriate officials of the Town are hereby authorized, empowered, and directed to do any and all such acts and things, and to execute, acknowledge, and deliver all such documents, instruments, and certifications hereinbefore authorized and approved, as may, in their discretion, be necessary or desirable to implement or comply with the intent of this Resolution, or for the authorization, issuance, and delivery the Notes.

Section 9. No General Obligation. The Notes, when issued, shall NOT be a direct general obligation of the Town. The Notes are secured solely by a pledge of moneys to be received pursuant to an agreement between the Environmental Protection Agency and the Town, dated September 30, 1985 (the "Grant Agreement"), as amended or supplemented, and undisbursed Note proceeds, if any.

Section 10. Sale of Notes. The Notes herein authorized may, at the discretion of the Mayor of the Town, be sold at either public or private sale, but none of such Notes shall be sold for less than ninety-nine percent (99%) of the par value thereof and accrued interest to the date of delivery.

Section 11. Deposit and Disbursement of Proceeds. The proceeds of the Notes shall be deposited with the official of the Town, designated as custodian of the funds of such Town, and shall be held and disbursed by such official in accordance with all applicable laws and regulations, and the following provisions:

(a) The custodian will establish and hold two funds at a banking institution which is insured by the Federal Deposit Insurance Corporation and said funds are to be treated as deposits of public funds. The Funds shall be established, held and applied as follows:

(i) The Construction Fund shall be established to hold the net proceeds from the sale of the Notes, to receive moneys from sources other than the Environmental Protection Agency, and to receive investment income from any Fund. Moneys held in the Construction Fund shall be disbursed solely for the payment of the costs of constructing the Project, such costs to include costs of construction, costs of necessary engineering services, legal, fiscal and administrative costs, cost of land acquisition, and other necessary miscellaneous expenses, all in accordance with applicable laws and regulations. Disbursement will be made from the Construction Fund by the Town official only upon receipt of vouchers signed by the Project engineers and by the Mayor or his authorized representative. If pursuant to EPA regulations, the Grant Agreement is suspended, terminated or annulled, no further disbursements may be made from the Construction Fund from and after the effective date of such suspension, termination, or annulment, and upon such termination or annulment of the Grant Agreement, all moneys in the Construction Fund will be immediately transferred to the Debt Service Fund for the purpose of paying the principal of and interest on the Notes. At the completion of the Project and after provision has been made in full for the payment of the principal of and interest on the Notes, any moneys remaining in the Construction Fund shall be transferred to the general fund of the Town.

(ii) The Debt Service Fund shall be established to receive and hold all Grant Proceeds in trust for the benefit of the Noteholders. Moneys in the Debt Service Fund shall be applied solely for the payment of the principal of and interest on the Notes; provided, however, that from time to time moneys may be transferred from the Debt Service Fund to the Construction Fund but only if such transfer does not cause the amount remaining in the Debt Service Fund plus ninety percent (90%) of the Grant Proceeds anticipated to be received prior to 91 days before the maturity date of the notes to be less than the aggregate principal amount of the Notes then outstanding. Upon issuance of the Notes, a sum equal to the total interest requirements on the Notes, shall be deposited into the Debt Service Fund from accrued interest, if any, on the Notes and from principal proceeds of the Notes. If the amount held in the Fund 91 days before the maturity date of

the Notes is not sufficient to pay the principal of and interest on the Notes when due, then moneys held in the Construction Fund shall be transferred to the Debt Service Fund and all subsequent receipts of moneys from all sources shall be deposited directly into the Debt Service Fund until the amount on deposit in the Debt Service Fund is sufficient to pay the principal of and interest on the Notes when due.

(b) Moneys in the Construction Fund and in the Debt Service Fund shall at all times, to the extent practicable, pursuant to the provisions of Section 4 hereof, be invested in any manner not contrary to law, in such amounts as will make moneys available for the purposes of each such Fund.

Section 12. Non-Arbitrage Certification. The Town certifies and covenants with the holders of the Notes that so long as the principal of any Note remains unpaid, moneys on deposit in any fund or account in connection with the Notes, whether or not such moneys were derived from the proceeds of the sale of the Notes or from any other source, will not be used in a manner which will cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986 (the "Code"), as amended, and any lawful regulations promulgated thereunder, as the same presently exist, or may from time to time hereafter be amended, supplemented or revised. The Town reserves the right, however, to make any investment of such moneys permitted by Tennessee law and this Resolution if, when and to the extent that said Section 148 or regulations promulgated thereunder shall be repealed or relaxed or shall be held void by final decision of a court of competent jurisdiction, but only if any investment made by virtue of such repeal, relaxation or decision would not, in the opinion of counsel of recognized competence in such matters, result in making the interest on the Notes subject to federal income taxation.

The Town shall comply with Section 148(f) of the Code, unless legally exempted therefrom, such legal exemption to be evidenced by an opinion of counsel delivered to the Town no later than six (6) months from the date of the Notes, to be obtained by the Town and retained in its files.

Section 13. Designation of Notes as Qualified Tax-Exempt Obliqations. The Town hereby designates the Notes as qualified tax-exempt obligations" within the meaning and for the purpose of Section 265 of the Code subject to a certification of the Mayor that it is reasonably anticipated that the amount of "qualified tax-exempt obligations" within the meaning of Section 265 of the Code which will be issued during the calendar year by the Town as an issuer as defined in Section 265 of the Code will not exceed $10,000,000.

Section 14. No Action to be Taken Affecting Validity of the Notes. The Town hereby covenants and agrees that it will not toe to Fe-t-a-n, nor permit to be taken, any action that would in any manner affect the validity of the Notes or limit the rights and remedies of the holders thereof, or affect the tax exempt status of the interest payable thereon.

Section 15. Severability. Should any provision or provisions of this Resolution be declared invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, or provisions shall not affect the remaining provisions of such Resolution.

Section 16. Repeal of Conflicting Resolutions. All orders or resolutions, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby repealed and this Resolution shall take immediate effect from and after its adoption, the welfare of the Town requiring it.

Adopted and approved this 19th day of February, 1987.

Resolution 3-87

RESOLUTION AMENDING CERTAIN PROVISIONS OF RESOLUTION NO. R86-006 ADOPTED JULY 17, 1986, PERTAINING TO AUTHORIZING THE ISSUANCE AND PROVIDING THE DETAILS, OF BOND ANTICIPATION NOTES IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED FOUR HUNDRED SEVENTY-FOUR THOUSAND DOLLARS ($474,000); AUTHORIZING THE SALE THEREOF; AND, PROVIDING FOR THE PAYMENT OF SUCH NOTES.

WHEREAS, by Resolution No. R86-006 (the "Resolution"), duly adopted on July 17, 1986, the Board of Commissioners of the Town of Kingston Springs, Tennessee (the "Town") authorized the issuance of bond anticipation notes of the Town in the aggregate principal amount of not to exceed Four Hundred

Seventy-Four Thousand Dollars ($474,000), for the purpose of providing funds to finance the acquisition, construction, and equipping of a sewer system of the Town, in anticipation of the issuance of bonds therefor;

WHEREAS, it is necessary and desirable to amend the Resolution to provide for the designation of the Notes as "qualified tax-exempt obligations" pursuant to Section 265 of the Internal Revenue Code of 1986, as amended.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, CHEATHAM COUNTY, TENNESSEE, AS FOLLOWS:

Section 1. The Resolution is hereby amended by adding thereto the following new section and renumbering subsequent sections of the Resolution accordingly:

> "Section 14. Desiqnation of Notes as Qualified Tax-Exempt Obligations. The Town hereby designates the Notes as "qualified tax-exempt obligations" within the meaning and for the purpose of Section 265 of the Internal Revenue Code of 1986 (the "Code") subject to a certification of the Mayor that it is reasonably anticipated that the aggregate principal amount of "qualified tax-exempt obligations" within the meaning of Section 265 of the Code which will be issued during the calendar year by the Town as an issuer as defined in Section 265 of the Code will not exceed $10,000,000."

Section 2. All resolutions, or parts thereof, including but not limited to, those certain provisions of the Resolution amended hereby, in conflict herewith are, to the extent of such conflict, hereby repealed and this amendatory resolution shall take effect upon its adoption, the welfare of the Town requiring it.

Adopted and approved this 19th day of February, 1987.

Resolution 5-87

RESOLUTION OF THE GOVERNING BODY OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING THE ISSUANCE, SALE, AND PAYMENT OF INTEREST-BEARING 1987 ROAD IMPROVEMENT AND PAVING PROJECT CAPITAL OUTLAY NOTES NOT TO EXCEED $ 75,000.00

WHEREAS, THE Governing Body of Kingston Springs, Tennessee, has determined that it is necessary and desirable to improve and pave streets for the benefit of the citizens of the Local Government; and

WHEREAS, the Governing Body has determined that the Project will promote or provide a traditional governmental activity or otherwise fulfill a public purpose; and

WHEREAS: under the provisions of Parts I, IV and VI of 1986 Tennessee Public Acts, Chapter 770 (the Act) local governments in Tennessee are authorized to finance the cost of this Project through the issuance and sale of interest bearing capital outlay notes upon the approval of the State Director of Local Finance; and

WHEREAS, the Governing Body finds that it is advantageous to the Local Government to authorize the issuance of capital outlay notes to finance the cost of the Project;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of Kingston Springs, Tennessee, as follows:

Section 1. That, for the purpose of providing funds to finance the cost of the Project in and for the Local Government, the Mayor of the Local Government is hereby authorized in accordance with the terms of this resolution to issue and sell interest-bearing capital outlay notes in a principal amount not to exceed Seventy five thousand Dollars ($75,000.00) (the “Notes”) at either a competivtive public sale or at a private negotiated sale upon approval of the State Director of Local Finance pursuant to the terms, provisions, and conditions of the Act. The Notes shall be designated “Road Improvement and Paving Project Capital Outlay Notes, Series 1987”; shall be numbered serially from 1 upwards; shall be dated as of the date of issuance; shall be denomination(s) as agreed upon with the purchaser; shall be sold at not less than 99% of par value and accrued interest; and shall bear interest at a rate or rates not to exceed ten per cent (10 %) per annum, and in no event shall the rate exceed the legal limit provided by law.

Section 2. That, the Notes shall mature not later than three (3) years after the date of issuance and that the Notes and any extension or renewal notes shall not exceed the reasonably expected economic life of the Project, which is hereby certified by the Governing Body to be at least three years. Provided, however, that each year the Notes are outstanding, one - ninth (1/9), but in no event not less than on-twelfth (1/12), of the original principal amount of the Notes shall mature without renewal but subject to prior redemption.

Section 3. That, the Notes shall be subject to redemption at the option of the Local Government, in whole or in part, at any time. at the principal amount and accrued interest to the date of redemption, without a premium, or, interest to the date of redemption, without a premium, or, if sold at par, with or without a premium of not exceeding one percent (1%) of the principal amount.

Section 4. That, the Notes shall be direct general obligations of the Local Government and the Local Government hereby pledges its taxable property in the Local Government for the purpose of providing funds for the payment of principal of and interest on the Notes. The Governing Body of the Local Government hereby authorizes the levy and collection of a special tax on all taxable property of the Local Government over and above all other taxes authorized by the Local Government to create a sinking fund to retire the Notes with interest as they mature in an amount necessary for that purpose. The Notes shall be further secured by a tax to be levied upon all taxable property within the corporate limits of Kingston Springs, TN. a direct annual tax for each year said notes are outstanding. (If the revenues generated by the Project are to be applied as additional security for the Notes, describe such revenues here.)

Section 5. That, the Notes shall be executed in the name of the Local Government and bear the manual signature of the chief executive officer of the Local Government and the manual signature of the City Recorder with the Local Government seal affixed thereon; and shall be payable as to pricipal and interest at the office of the Recorder of the Local Government or the paying agent duly appointed by the Local Government. Proceeds of the Notes shall be deposited with the City Treasurer of the Local Government and shall be paid out for the purpose of financing the Project pursuant to this Resolution and as required by law.

Section 6. That, the Notes will be issued in fully registered form and that at all times during which any Note remains outstanding and unpaid, the Local Government or its agent shall keep or cause to be kept at its office a note register for the registraion, exchange or transer of the Notes. The note register, if held by an agent of the Local Government, shall at all times be open for inspection by the Local Government or any duly authorized officer of the Local Government. Each Note shall have the qualities and incidents of a negotiable instrument and shall be transferable only upon the note register kept by the Local Government or its agent, by t~ registered owner of the Note in person or by the registered owner's attorney duly authorized in writing, upon presentation and surrender to the Local Government or its agent together with a written instrument of transer satisfactory to the Local Government duly executed by the registered owner or the registered owner's duly authorized attorney. Upon the transfer of any such Note, the Local Government shall issue in the name of the transferee a new registered note or notes of the same aggregate principal amount and maturity as the surrendered Note. The Local Government shall not be obligated to make any such Note transfer during the fifteen (15) days next preceding an interest payment date on the Notes or, in the case of any redemption of the Notes, during the forty-five (45) days next preceding the date of redemption.

Section 7. That, the Notes shall be in substantially the form attached hereto and shall recite that the Notes are issued pursuant to the Act.

Section 8. That, the Notes shall be sold only after the receipt of the written approval of the State Director of Local Finance for the sale of the Notes.

Section 9. That, after the issuance and sale of the Notes, and for each year that any of the Notes are outstanding, the Local Government shall submit its annual budget to the State Director of Local Finance for approval immediately upon the Local Government's adoption of the budget.

Section 10. That, if any of the Notes shall remain unpaid at the end of three (3) years from the issue date, then the unpaid Notes shall be renewed or extended as permitted by law, or retired from the funds of the Local Government or be converted into bonds pursuant to Chapter 11 of Title 9 of the

Tennessee Code Annotated, or any other law, or be otherwise liquidated as approved by the State Director of Local Finance.

Section 11. That, all orders or resolutions in conflict with this Resolution are hereby repealed insofar as such conflict exists and this Resolution shall become effective immediately upon its passage.

Duly passed and approved this 21st day of May, 1987.

Resolution 6-87

RESOLUTION OF THE GOVERNING BODY OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING THE ISSUANCE, SALE, AND PAYMENT OF INTEREST-BEARING 1987 ROAD IMPROVEMENT AND PAVING PROJECT CAPITAL OUTLAY NOTES NOT TO EXCEED $100.000.

WHEREAS, The Governing Body of Kingston Springs, Tennessee, has determined that it is necessary and desirable to improve and pave streets for the benefit of the citizens of the Local Government; and

WHEREAS, The Governing Body has determined that the Project will promote or provide a tradtional governmental activity or otherwise fulfill a public purpose; and

WHEREAS, under the provisions of Parts I, IV and VI of 1986 Tennessee Public Acts, Chapter 770 (the Act) local governments in Tennessee are authorized to finance the cost of the Project through the issuance and sale of interest bearing capital outlay notes upon the approval of the State Director of Local Finance; and

WHEREAS, the Governing Body finds that it is advantageous to the Local Government to authorzie the issuance of capital outlay notes to finance the cost of the Projct;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of Kingston Springs, Tennessee, as follows:

Section 1. That, for the purpose of providing funds to finance the cost of the Project in and for the Local Government, the Mayor of the Local Government is hereby authorized in accordance with the terms of this resolution to issue and sell interest-bearing capital outlay notes in a principal amount not to exceed One Hundred Thousand Dollars (100,000.00) (the "Notes") at either a competitive public sale or at a private negotiated sale upon approval of the State Director of Local Finance pursuant to the terms, provisions, and conditions of the Act. The Notes shall be designated "Road Improvement and Pavinq Project Capital Outlay Notes, Series 1987"; shall be numbered serially from 1 upwards; shall be dated as of the date of issuance; shall be demonination(s) as agreed upon with the purchaser; shall be sold at not less than 99% of par value and accrued interest; and shall bear interest at a rate or rates not to exceed ten per cent (10 %) per annum, and in no event shall the rate exceed the legal limit provided by law.

Section 2. That, the Notes shall mature not later than three (3) years after the date of issuance and that the Notes and any extension or renewal notes shall not exceed the reasonably expeced economic life of the Project, which is hereby certified by the Governing Body to be at least three years. Provided, however, that each year the Notes are outstanding, on-ninth (1/9), but in no event not less than one=twelth (1/12), of the original principal amount of the Notes shall mature without renewal but subject to prior redemption.

Section 3. That, the Notes shall be subject to redemption at the option of the Local Government, in whole or in part, at any time, at the principal amount and accrued interest to the date of redemption, without a premium, or interest to the date of redemption, without a premium, or, if sold at par, with or without a premium of not exceeding one percent (1%) of the principal amount.

Section 4. That, the Notes shall be direct general obligations of the Local Government and the Local Government hereby pledges its taxable property in the Local Government for the purpose of providing funds for the payment of principal of and interest on the Notes. The Governing Body of the Local Government hereby authorizes the levy and collection of a special tax on all taxable property of the Local Government over and above all other taxes authorized by the Local Government to create a sinking fund to retire the Notes with interest as they mature in an amount necessary for that purpose. The Notes shall be further secured by a tax to be levied upon all taxable property within the corporate limits of Kingston Springs, Tn. a direct annual tax for each year said notes are outstanding. (If the

revenues generated by the Project are to be applied as additional security for the Notes, describe such revenues here.)

Section 5. That, the Notes shall be executed in the name of the Local Government and bear the manual signature of the chief executive officer of the Local Government and the manual signature of the City Recorder with the Local Government seal affixed thereon; and shall be payable as to principal and interest at the office of the Recorder of the Local Government or the paying agent duly appointed by the Local Government. Proceeds of the Notes shall be deposited with the City Treasurer of the Local Government and shall be paid out for the purpose of financing the Project pursuant to this Resolution and as required by law.

Section 6. That, the Notes will be issued in fully registered form and that at all times during which any Note remains outstanding and unpaid, the Local Government or its agent shall keep or cause to be kept at its office a note register for the registration, exchange or transfer of the Notes. The note register, if held by an agent of the Local Government, shall at all times be open for inspection by the Local Government or any duly authorized officer of the Local Government. Each Note shall have the qualities and incidents of a negotiable instrument and shall be transferable only upon the note register kept by the Local Government of its agent, by the registered owner of the Note in person or by the registered owner's attorney duly authorized in writing, upon presentation and surrender to the Local Government or its agent together with a written instrument of transfer satisfactory to the Local Government duly executed by the registered owner or the registered owner's duly authorized attorney. Upon the transfer of any such Note, the Local Government shall issue in the name of the transferee a new registered note or notes of the same aggregate principal amount and maturity as the surrendered Note. The Local Government shall not be obligated to make any such Note transfer during the fifteen (15) days preceding an interest payment date on the Notes, or, in the case of any redemption of the Notes, during the forty-five (45) days next preceding the date of redemption.

Section 7. That, the Notes shall be in substantially the form attached hereto and shall recite that the Notes are issued pursuant to the Act.

Section 8. That, the Notes shall be sold only after the recepit of the written approval of the State Director of Local Finance for the sale of the Notes.

Section 9. That, after the issuance and sale of the Notes, and for each year that any of the Notes are outstanding, the Local Government shall submit its annual budget to the State Director of Local Finance for approval immediately upon the Local Government's adoption of the budget.

Section 10. That, if any of the Notes shall remain unpaid at the end of three (3) years from the issue date, then the unpaid Notes shall be renewed or extended as permitted by law, or retired from the funds of the Local Government or be converted into bonds pursuant to Chapter 11 of Title 9 of the Tennessee Code Annotated, or any other law, or be otherwise liquidated as approved by the State Director of Local Finance.

Section 11. That, all orders or resolutions in conflict with this Resolution are hereby repealed insofar as such conflict exists and this Resolution shall become effective immediately upon its passage.

Duly passed and approved this 18th day of June, 1987.

Resolution 7-87

RESOLUTION AUTHORIZING THE ISSUANCE, AND PROVIDING THE DETAILS, OF INTEREST BEARING GRANT ANTICIPATION NOTES, IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED ONE MILLION EIGHT HUNDRED TWENTY THOUSAND DOLLARS ($1,820,000), OF THE TOWN OF KINGSTON SPRINGS, CHEATHAM COUNTY, TENNESSEE; AUTHORIZING THE SALE THEREOF; APPOINTING A CORPORATE FIDUCIARY; AND PROVIDING FOR THE PAYMENT OF SAID NOTES.

Whereas, it has been determined by the Board of Commissioners of the Town of Kingston Springs, Tennessee that is is necessary and desirable to provide funds for the purpose of financing the construction of certain wastewater treatment facilities of the Town of Kingston Springs, Tennessee (the "Town");

Whereas, sufficient funds are not now available for this purpose and it will be necessary for this Board of Commissioners to authorize the issuance of notes to finance this transaction;

Whereas, the Environmental Protection Agency, a federal agency, has agreed to provide grant funds to the Town in the aggregate principal amount of $1,821,027, pursuant to a fully executed agreement, dated September 30, 1985, as amended or supplemented, to provide funds to finance the major portion of the costs of construction of wastewater treatment facilities of the Town (the "Project");

Whereas, the Town is authorized by Section 7-36-103, Tennessee Code Annotated, as amended, to issue grant anticipation notes for said purposes; and,

Whereas, the Board of Commissioners of the Town now deems it necessary and desirable at this time, to authorize the issuance of grant anticipation notes to finance the costs of the construction of the Project and to appoint a corporate fiduciary to carry out certain duties relating to the grant anticipation notes, including but not limited to the investment of proceeds of the sale of the notes, the receipt of grant funds from the Environmental Protection Agency, and the payment of principal of and interest on the notes;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AS FOLLOWS:

Section 1. Authorization. For the purpose of providing funds to finance part of the costs of the Project, there shall be issued pursuant to, an in accordance with, the provisions of Section 7-36103, Tennessee Code Annotated, as amended, and other applicable provisions of law, the interest bearing grant anticipation notes (collectively, the "Notes"; individually, the "Note"), of the Town in an aggregate principal amount of not to exceed One Million Eight Hundred Twenty Thousand Dollars ($1,820,000).

Section 2. Terms and Provisions of the Notes. Said Notes shall be designated "EPA Grant Anticipation Notes, Series 1987:' Each Note shall be dated as of the date of its issuance; shall mature not later than thirty (30) months thereafter; shall bear interest at a rate not to exceed ten percent (10%) per annum, payable semi-annually; and, shall be of such denomination and contain such terms, conditions, and provisions, other than as expressly provided or limited herein, as may be agreed upon by the Mayor of the Town and the purchaser of such Notes. All Notes shall be numbered serially as issued, without regard to denominations, beginning with the number one, and shall be fully registered, both as to principal and interest.

Section 3. Appointment of Corporate Fiduciary. The Town hereby appoints General Trust Company, Nashville, Tennessee, or its successor in interest as Trustee, to establish and maintain suitable books (the "Registration Books") for recording the registration, conversion, exchange and transfer of the Notes, to make payments of interest and principal from funds made available by the Town when due to the registered holders of the Notes, to invest and manage funds under its control relating to the Project, and to perform such other duties as may be required by the Board of Commissioners of the Town in connection with any of the foregoing. The principal office of the Trustee is hereby designated as an office or agency of the Town for the payment of the principal of and interest on the Notes.

(b) The Trustee shall signify its acceptance of the duties and obligations imposed upon it by a written instrument of acceptance to be executed and delivered to the Town prior to or on the Closing Date.

Section 4. Resignation or Removal of the Trustee and Appointment of Successor. (a) The Trustee may at any time resign and be discharged of the duties and obligations created by this Resolution by giving at least sixty (60) calendar days' written notice to the Board of Commissioners of the Town. The Trustee may be removed at any time with or without cause by resolution of the Town filed with such Trustee. In the case of resignation or removal of the Trustee, the duties of Trustee shall be performed by the City Recorder, or in the alternative, the Town may, by resolution, appoint a successor corporate fiduciary, which shall be a trust company or a bank having the powers of a trust company, and willing to be able to accept the office of Trustee on reasonable and customary terms and authorized by law to perform all the duties imposed upon it by this Resolution.

(b) In the event of the resignation or removal of the Trustee, the Trustee shall pay over, assign and deliver any monies held by it as Trustee, and all registration books and records held by it to the City Recorder, or to any duly appointed successor trustee, as applicable.

Section 5. Merger or Consolidation of Trustee. Any corporation or association into which the Trustee may be converted or merged, or with which it may be consolidated, or to which it may sell or transfer its trust business and assets as a whole, or substantially as a whole, or any corporation or association resulting from any such conversion, sale, merger, consolidation, or transfer to which it is a party shall be and become successor Trustee hereunder and shall be vested with all the trusts, powers, discretion, immunities, privileges and other matters as was its predecessor, without the execution or filing of any instrument or any further act, deed, or conveyance on the part of any of the parties hereto, anything herein contained to the contrary notwithstanding.

Section 6. Execution. The Notes shall be executed in the name of the Town and bear the manual or facsimile signature of the Mayor and shall be countersigned by the City Recorder with his or her manual or facsimile signature and shall have printed or impressed thereon the official seal of the Town. In the event any officer whose signature appears on the Notes shall cease to be such officer, such signature shall nevertheless be valid and sufficient for all purposes. The Notes shall be issued in typed, mimeographed, printed or photocopied form, or any combination thereof, substantially in the form set forth in Section 11 hereof, with such minor changes therein or such variations thereof as the Mayor may deem necessary or desirable, the blanks to be appropriately completed by the Mayor prior to issuance.

Section 7. Registration and Negotiability. The Trustee is hereby appointed the Note Registrar and as such shall establish and maintain the Registration Books. The Notes shall be fully registered as to both principal and interest and shall be fully negotiable upon proper endorsement by the registered owner thereof. No transfer of the Notes will be valid unless such transfer is noted upon the Registration Books and until such note is surrendered, cancelled, and exchanged for a new note which shall be issued to the transferee, subject to all the conditions contained herein, having the same maturity, bearing interest at the same rate of interest, and in the same aggregate principal amount, all as the surrendered Note. Interest on the Notes will be paid by check or draft mailed by United States Mail, first class postage prepaid, on the interest payment dates to the registered owners thereof at the address shown on the Registration Books on the fifteenth (15th) day of the month next preceding the applicable interest payment date, except for final payment, presentation or surrender of the Notes, and payment in such manner shall forever discharge and release the obligation of the Town to the extent of the interest so paid. Principal will be paid at maturity in like manner, provided that the Notes shall have been presented and surrendered for payment.

In the event any Note issued hereunder shall become mutilated, or be lost stolen or destroyed, it shall, at the written request of the registered owner, be cancelled on the Registration Books and a new Note shall be authenticated and delivered, corresponding in all aspects but number to the mutilated, lost, stolen or destroyed Note. If the principal on said Note shall be due within fifteen days of receipt of the written request of the registered owner, payment therefore shall be made as scheduled in lieu of issuing a new Note. In every case the registered owner shall certify in writing as to the destruction, theft or loss of such Note and shall reimburse the Town for the expense incurred in the reissuance thereof.

The Town herewith permits and authorizes the Trustee to record and hold in book-entry form the ownership of any Note upon the written request of the registered owner thereof, in compliance with and pursuant to the provisions of Section 9-19-105(b), Tennessee Code Annotated. Requests to assign or transfer ownership of any Note held in book-entry form shall be delivered to the Trustee in writing in substantially the form of the assignment set forth in the form of the Note in Section 11 hereof.

Any notice to the contrary notwithstanding, the Town and all of the officials, employees and agents thereof, including the Trustee, may deem and treat the registered owners of the Notes as the absolute owners thereof for all purposes, including, but not limited to, payment of the principal thereof, and the interest thereon, regardless to whether such payment shall then be overdue.

Section 8. Authentication. Only such of the Notes as shall have endorsed thereon a certificate of authentication, substantially in the form set forth in Section 11 hereof duly executed by the Trustee, shall be entitled to the rights, benefits and security of the Resolution. No Note shall be valid or obligatory for any purpose unless, and until, such certificate of authentication shall have been duly executed by the Trustee or, if issued and transferred in bookentry form, unless, and until, such book-entry Note has been entered on the Registration Books and confirmed to the owner thereof by the Trustee. Such executed

certificate of authentication by the Trustee or its confirmation of book-entry entry shall be conclusive evidence with respect to any Note that such Note has been duly authenticated and delivered under the Resolution as of the date of authentication. The confirmation of book-entry registration or the certificate of authentication by the Trustee for any Note shall be deemed to have been duly executed if manually signed by an officer of the Trustee, but it shall not be necessary that the same officer sign and date the confirmation of book-entry registration or certificate of authentication on all Notes that may be issued hereunder.

Section 9. Redemption. The Note shall not be subject to call and redemption prior to maturity except in the event of: (1) cancellation or material abridgement of the Environmental Protection Agency Grant; (2) completion of the project; or (3) a ruling by a court of competent jurisdiction or an opinion of counsel that interest on the Notes would become subject to federal income taxation unless redeemed prior to maturity. Upon the occurrence of any such event, the Town shall call the Notes for redemption, as a whole or in part, determined by lot or other customary method, without premium or penalty, upon payment to the registered holders thereof of the principal amount of the Notes to be redeemed plus interest thereon until the date of redemption.

Notice of intended redemption shall be given by first class mail to the registered holders of the Notes to be redeemed or prepaid. Such notice shall be given not less than thirty (30) days nor more than ninety (90) days prior to the date fixed for redemption or prepayment. Each such notice of redemption or prepayment shall designate the date and place of redemption; shall specify the serial numbers and the aggregate principal amount of the Notes to be redeemed; and shall state that provided sufficient funds are available on such redemption date to pay the principal of and the unpaid interest accrued on the Note or Notes of such Note to be redeemed, the interest on such Note or Notes shall cease to accrue from and after the redemption date specified.

Section 10. Source of Payment; Security. The Notes shall be payable from undisbursed Note proceeds, if any, from grant proceeds to be received pursuant to the grant agreement between the Environmental Protection Agency, an agency of the United States of America, and the Town, dated September 30, 1985, as amended or supplemented, and from income earned on the investment of Note proceeds and grant proceeds. Said grant proceeds are hereby pledged to the payment of the principal of and interest on the Notes.

Section 11. Form of Notes. The Notes shall be issued in typed, mimeographed, printed, or photocopied form, or any combination thereof, substantially as follows, with such minor changes therein or such variations thereof, including, but not limited to, call provisions, if any as the Mayor of said Town may deem necessary or desirable, the blanks to be appropriately completed by said Mayor prior to issuance.

(Form of Note)

Section 12. Miscellaneous Acts. The Mayor, the City Recorder, and any other appropriate officials of the Town are hereby authorized, empowered, and directed to do any and all such acts and things, and to execute, acknowledge, and deliver all such documents, instruments, and certifications hereinbefore authorized and approved, as may, in their discretion, be necessary or desirable to implement or comply with the intent of this Resolution, or for the authorization, issuance, and delivery of the Notes.

Section 13. No General Obligation. The Notes, when issued, shall not be a direct general obligation of the Town. The Notes are secured solely by a pledge of moneys to be received pursuant to an agreement between the Environmental Protection Agency and the Town, dated September 30, 1985 (the "Grant Agreement"), as amended or supplemented, and undisbursed Note proceeds, if any.

Section 14. Sale of Notes. The Notes herein authorized may, at the discretion of the Mayor of the Town, be sold at either public or private sale, but none of such Notes shall be sold for less than ninety-nine percent (99%) of the par value thereof and accrued interest to the date of delivery.

Section 15. Deposit and Disbursement of Proceeds. The proceeds of the sale of the Notes shall be delivered to the official of the Town designated as the custodian of the funds of the Town, and shall be held and disbursed in accordance with all applicable laws and regulations, and the following provisions:

(a) The official designated as the custodian of public funds, shall set up at a bank approved as a depository by the Town a deposit account styled the "1987 Wastewater Treatment Project

Construction Fund" (the "Construction Fund") from which disbursements for Project expenditures will be made and into which the Trustee will be instructed from time to time to transfer funds to meet disbursement requirements. Moneys held in the Construction Fund shall be disbursed solely for the payment of the costs of constructing the Project, such costs to include costs of construction, costs of necessary engineering services, legal, fiscal and administrative costs, cost of land acquisition, and other necessary miscellaneous expenses, all in accordance with applicable laws and regulations. Disbursement will be made from the Construction Fund by said official only upon receipt of vouchers approved by the Project engineers and by the Mayor or his authorized representative, and any other necessary parties.

(b) The custodian of funds of the Town will deliver to the Trustee the proceeds from the sale of Notes, net of estimated closing costs and initial disbursement obligations, and the Trustee will establish and hold two funds, the moneys therein to be held and applied as follows:

(i) The Construction Reserve Fund shall be established to hold the net proceeds from the sale of the Notes and to receive moneys from sources other than the Environmental Protection Agency. If pursuant to EPA regulations, the Grant Agreement is suspended, terminated or annulled, no further disbursements may be made from the Construction Reserve Fund from and after the effective date of such suspension, termination, or annulment of the Grant Agreement, all moneys in the Construction Reserve Fund will be immediately transferred to the Debt Service Fund for the purpose of paying the principal of and interest on the Notes. At the completion of the Project and after provision has been made in full for the payment of the principal of and interest on the Notes, any moneys remaining in the Construction Reserve Fund shall be transferred to the general fund of the Town.

(ii) The Debt Service Fund shall be established at closing, and there shall be deposited therein a sum equal to the total interest requirements on the Notes, from accrued interest, if any, on the Notes and from principal proceeds of the Notes. Thereafter, there shall be deposited in the Debt Servie Fund all Grant Proceeds. Moneys in the Debt Service Fund shall be held in trust for the benefit of the Noteholders and applied solely for the payment of the principal and interest on the Notes; provided, however, that from time to time moneys may be transferred from the Debt Service Fund to the Construction Fund but only if such transfer does not cause the amount remaining in the Debt Service Fund plus ninety percent (90%) of the Grant Proceeds anticipated to be received prior to 91 days before the maturity date of the Notes to be less than the aggregate principal amount of the Notes then outstanding and the remaining interest to be paid thereon. If the amount held in the Fund 91 days before the maturity date of the Notes is not sufficient to pay the principal of and interest on the Notes when due, then moneys held in the Construction Fund and/or the Construction Reserve Fund shall be transferred to the Debt Service Fund and all subsequent receipts of moneys from all sources shall be deposited directly into the Debt Service Fund until the amount on deposit in the Debt Service fund is sufficient to pay the principal of and interest on the Notes when due.

(c) Moneys in the Construction Reserve Fund and in the Debt Service Fund shall at all times, to the extent practicable, be invested by the Trustee in any manner not contrary to law, in such amounts as will make moneys available for the purposes of each such Fund.

Section 16. Non-Arbitrage Certification. The Town certifies and covenants with the holders of the Notes that so long as the principal of any Note remains unpaid, moneys on deposit in any fund or account in connection with the Notes, whether or not such moneys were derived from the proceeds of the sale of the Notes or from any other source, will not be used in a manner which will cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986 (the "Code"), as amended, and any lawful regulations promulgated thereunder, as the same presently exist, or may from time to time hereafter be amended, supplemented or revised. The Town reserves the right, however, to make and permit the Trustee to make any investment of such moneys permitted by Tennessee law and this Resolution if, when and to the extent that said Section 148 or regulations pro-

mulgated thereunder shall be repealed or relaxed or shall be held void by final decision of a court of competent jurisdiction, but only if any investment made by virtue of such repeal, relaxation or decision would not, in the opinion of counsel of recognized competence in such matters, result in making the interest on the Notes subject to federal income taxation.

The aggregate face amount of all tax-exempt obligations (other than private activity bonds) issued by the Town (and all subordinate entities thereof) during calendar year 1987 is not reasonably expected to exceed $5,000,000. The Town shall comply with Section 148(f) of the Code, unless legally exempted therefrom.

Section 17. Designation of Notes as Qualified Tax-Exempt Obligations. The Town hereby designates the Notes as "qualified taxexempt obligations" within the meaning and for the purpose of Section 265 of the Code subject to a certificate of the Mayor that it is reasonably anticipated that the amount of "qualified tax-exempt obligations" within the meaning of Section 265 of the Code which will be issued during the calendar year by the Town as an issuer as defined in Section 265 of the Code will not exceed $10,000,000.

Section 18. No Action to be Taken Affecting Validity of the Notes. The Town hereby covenants and agrees that it will not take, cause to be taken, nor permit to be taken, any action that would in any manner affect the validity of the Notes or limit the rights and remedies of the holders thereof, or affect the tax exempt status of the interest payable thereon.

Section 19. Severability. Should any provision or provisions of this Resolution be declared invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, or provisions shall not affect the remaining provisions of such Resolution.

Section 20. Repeal of Conflicting Resolutions. All orders or resolutions, or parts thereof, in conflict herewith including, but not limited to, Resolution No. 87-002, adopted and approved on February 19, 1987, are, to the extent of such conflict, hereby repealed and this Resolution shall take immediate effect from and after its adoption, the welfare of the Town requiring it.

Adopted and approved this 15th day of October, 1987.

Resolution 7-87

INITIAL RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED ONE MILLION TWO HUNDRED THOUSAND DOLLARS ($1,200,000) SEWER SYSTEM REVENUE AND TAX DEFICIENCY BONDS OF THE TOWN OF KINGSTON SPRINGS, CHEATHAM COUNTY, TENNESSEE.

WHEREAS, it is necessary and in the public interest of the Town of Kingston Springs, Cheatham County, Tennessee (the "Town") to issue not to exceed One Million Two Hundred Thousand Dollars ($1,200,000) Sewer System Revenue and Tax Deficiency Bonds (the "Bonds") for the purpose of financing the acquisition, construction, and equipping of a sewer system improvements for said Town and for the defrayal of all incidental and necessary expenses in connection therewith.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, CHEATHAM COUNTY, TENNESSEE:

SECTION 1: That for the purpose of financing the costs of acquiring, constructing, and equipping sewer system improvements for the Town, including the acquisition of all property, real and personal, appurtenant thereto or connected with such work; and to pay legal, fiscal, administrative, and engineering costs incident thereto, and costs incident to the issuance and sale of the Bonds, the issuance of the Bonds of the Town in the principal amount of not to exceed One Million Two Hundred Thousand Dollars ($1,200,000) is hereby authorized. The Bonds shall be issued at a date, at a rate of interest not in excess of twelve percent (12%) per annum, and upon terms and conditions to be later determined.

SECTION 2: That principal of and interest on the Bonds, shall be payable from the revenues of the sewer system of the Town, and in the event of a deficiency in such revenues, from ad valorem taxes to be levied for such purpose on all taxable property within the corporate limits of the Town, without limitation as to rate and amount.

SECTION 3: That the Bonds described and authorized by this Resolution shall be issued pursuant to Title 7, Chapter 36 Tennessee Code Annotated, as amended, (the "Act"), and no referendum or elec-

tion shall be required for the issuance of the Bonds unless a petition for a referendum election relating to their issuance is filed within the time and in the manner provided for in either of said Acts.

SECTION 4: That after the adoption of this Resolution, the City Recorder is directed to cause this Resolution, with the notice prescribed by either of the Acts, to be published in full once in a newspaper published and having general circulation in the area of the Town.

SECTION 5: That this Resolution shall take effect from and after its adoption, the welfare of the Town requiring it.

Adopted and approved this 18th day of June, 1987.

Resolution 8-87

RESOLUTION approving the sale of EPA Grant Anticipation Notes, Series 1987, to Morgan Keegan & Company, Inc. and authorizing and directing officials of the Town of Kingston Springs, Tennessee to execute such documents as may be necessary and convenient for closing.

WHEREAS, the Board of Commissioners did on October 15, 1987 adopt Resolution 87-007 providing for the issuance and sale of not to exceed $1,820,000 in EPA Grant Anticipation Notes, Series 1987;

WHEREAS, Morgan, Keegan & Company, Inc., Memphis, Tennessee, an underwriting and investment banking firm, has agreed to purchase the Town's EPA Grant Anticipation Notes, Series 1987, in the maximum amount of $1,660,000, such Notes to be dated as of October 15, 1987 and due October 15, 1989, bearing interest from the dated date, payable semi-annually at the annual rate of Seven Percent (7%) at the price of Ninety-Nine Percent (99%) of the par value thereof plus accrued interest from October 15, 1987, to the date of closing, which is expected to be on or about November 3, 1987; and,

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee that the sale of $1,660,000 EPA Grant Anticipation Notes to Morgan Keegan & Company, Inc. is hereby approved and the Mayor, Recorder and other officials of the Town are authorized and directed to execute a Note Purchase Agreement and such other documents as may be deemed necessary and convenient to close the sale of said Notes.

Adopted this 27th day of October, 1987.

Resolutions 1966

Resolution 1-88

RESOLUTION OF GOVERNING BOARD

WHEREAS, the Department of General Services, Federal Property Section, by authority of the Federal Property and Administrative Services Act of 1949, as amended, makes available federal surplus personal property to public agencies for public purposes and to nonprofit tax-exempt health and educational institutions, and

WHEREAS, Town of Kingston Springs, hereafter referred to as the Applicant, (Applicant organization) is desirous of utilizing the services and resources of the Department of General Services, Federal Property Section, hereafter referred to as the State Agency, and

WHEREAS, the Applicant certifies that it is a public agency or a nonprofit educational or health institution exempt from taxation under Section 501 of the U.S. Internal Revenue Code of 1954, and

WHEREAS, the Applicant further certifies that the property is needed and will be used for carrying out or promoting for the residents of a given political area one or more public purposes and for no other purpose, or be used for public health or educational purposes including research and for no other purpose, and

WHEREAS, the Applicant agrees that all items of property shall be placed in use for the purposes for which acquired within one year of receipt and shall be continued in use for such purposes for one year from the date the property was placed in use, and in the event the property is not so placed in use, or continued in use, the donee shall immediately notify the State Agency, and return said property to the State Agency, as directed, and,

WHEREAS, the Applicant further agrees to adhere to any additional periods of restrictions placed on the property by the State Agency which shall include a total period of use restrictions for at least 18 months on all passenger motor vehicles and other items of property with a unit acquisition cost of $5000 or more; and additional special terms, conditions, reservations and restrictions on aircraft, vessels, special limited or restricted use items, and other items as specified in a Conditional Transfer Document or written on the face of the distribution document, and

WHEREAS, the Applicant further agrees that during the period of restriction, it will not sell, trade, lease, lend, bail, encumber, or otherwise dispose of such property without prior approval of the General Services Administration or the State Agency, and in the event property is so disposed of without prior approval of the General Services Administration or the State Agency, the Applicant will be liable for the fair market value or the fair rental value of such property as determined by the General Services Administration or the State Agency, and

WHEREAS, the Applicant further certifies that it has the necessary funds to pay the handling or service charges or fees assessed by the State Agency and will remit such handling or service charges or fees within 90 days of receipt, and

WHEREAS, it is understood that all property acquired regardless of acquisition cost or service charges will be on an “as is”, “where is” basis, without warranty of any kind, and

NOW THEREFORE BE IT RESOLVED:

(1) That Anthony J. Campbell, Mayor
Audrev Reck, City Manager/Recorder
James E. Dunn, Fire Chief
Larry Turner, Engineer

is (are) authorized as a legal representative of this organization and its Governing Board, and its heirs, assigns, and successors forever, to act on its behalf in acquiring federal surplus property and so obligate said organization and Governing Board to the certifications and agreements contained in this document and on the distribution document; and that such person or persons are further authorized, at his or her discretion, to further delegate this authority to any employee of the Applicant for the purpose of acquiring surplus property for use by the Applicant organization, and

(2) That this authorization shall remain in full force and effect until revoked or revised by written notice of the Applicant to the State Agency. It is the Donee's responsibility to notify the State Agency if the above named representatives change.

This authorization or resolution has been adopted by the Governing Board at a regular meeting, thereof, held on the 19th day of May, 1988 and has been approved and placed in the minutes of said meeting.

Resolution 2-88

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE AUTHORIZING AND PROVIDING FOR THE INCURRENCE OF INDEBTEDNESS FOR THE PURPOSE OF PROVIDING A PORTION OF THE COST OF ACQUIRING, CONSTRUCTING, ENLARGING, IMPROVING, AND/OR EXTENDING ITS WASTEWATER TREATMENT FACILITIES FACILITY TO SERVE AN AREA LAWFULLY WITHIN ITS JURISDICTION TO SERVE.

WHEREAS, it is necessary for the TOWN OF KINGSTON SPRINGS (Public Body) (herein after called association) to raise a portion of the cost of such undertaking by issuance of its bonds in the principal amount of SIX HUNDRED THOUSAND ($600,000.00) DOLLARS pursuant to the provisions of TENNESSEE CODE ANNOTATED 7-36-101, et seq.

WHEREAS, the association intends to obtain assistance from the Farmers Home Administration, United States Department of Agriculture, (herein called the Government) acting under the provisions of the Consolidated Farm and Rural Development Act (7 U.S.C. 1921 et seq.) in the planning, financing, and supervision of such undertaking and to purchasing of bonds lawfully issued, in the event that no other acceptable purchaser for such bonds is found by the association:

NOW THEREFORE, in consideration of the premises the association hereby resolves:

1. To have prepared on its behalf and to adopt an ordinance or resolution for the issuance of its bonds and containing such items and in such forms are required by STATE statutes and as are agreeable and acceptable to the Government.
2. To refinance the unpaid balance, in whole or in part, of its bonds upon the request of the Government if at any time it shall appear to the Government that the association is able to refinance its bonds by obtaining a loan for such purposes from responsible cooperative or private sources at reasonable rates and terms for loans for similar purposes and periods of time as required by section 333(c) of said Consolidated Farm and Rural Development Act (7 U.S.C. 1983(c)).
3. To provide for, execute, and comply with Form FmHA 4004, "Assurance Agreement"; and Form FmHA 400-1, "Equal Opportunity Agreement", including an "Equal Opportunity Clause", which clause is to be incorporated in, or attached as a rider to, each construction contract and subcontract involving in excess of $10,000.
4. To indemnify the Government for any payments made or losses suffered by the Government on behalf of the association. Such indemnification shall be payable from the same source of funds pledged to pay the bonds or any other legal permissible source.
5. That upon default in the payments of any principal and accrued interest on the bonds or in the performance of any covenant or agreement contained herein or in the instruments incident to making or insuring the loan, the Governnment at its option may (a) declare the entire principal amount then outstanding and accrued interest immediately due and payable, (b) for the account of the association (payable from the source of funds pledged to pay the bonds or any other legally permissible source) incur and pay reasonable expenses for repair, maintenance, and operation of the facility and such other reasonable expenses as may be necessary to cure the cause of default, and/or (c) take possession of the facility, repair, maintain, and operate or rent it. Default under the provisions of this Resolution or any instrument incident to the making or insuring of the loan may be construed by the Government to constitute default under any other instrument held by the Government and executed or assumed by the Association, and default under any such instrument may be construed by the Government to constitute default hereunder.

6. Not to sell, transfer, lease, or otherwise encumber the facility or any portion thereof, or interest therein, not permit others to do so, without the prior written consent of the Government.
7. Not to borrow any money from any source, enter into any contract or agreement, or incur any other liabilities in connection with making enlargements, improvements or extensions to, or for any other purpose in connection with the facility (exclusive of normal maintenance) without the prior written consent of the Government if such undertaking would involve the source of funds pledged to pay the bonds.
8. To place the proceeds of the bonds on deposit in an account and in a manner approved by the Government. Funds may be deposited in institutions insured by the State or Federal Government or invested in readily marketable' securities backed by the full faith and credit of the United States. Any income from these accounts will be considered as revenues of the system.
9. To comply with all applicable State and Federal laws and regulations and to continually operate and maintain the facility in good condition.
10. To provide for the receipt of adequate revenues to meet the requirements of debt service, operation and maintenance, and the establishment of adequate reserves. No free service or use of the facility will be permitted.
11. To acquire and maintain such insurance coverage including fidelity bonds as may be required by the Government.
12. To establish and maintain such books and records relating to the operation of the facility and its financial affairs and to provide for required audit thereof in such a manner as may be required by the Government, to provide the Government without its request, a copy of each such audit, and to make and forward to the Government such additional information and reports as it may from time to time require.
13. To provide the Governmelr all reasonable times access to all books and ords relating to the facility and access to the property of the system3'b that the Government may ascertain that the association is complying with the provisions hereof and of the instruments incident to the making or insuring of the loan.
14. In cases where the Government requires that a reserve account be established and maintained, when necessary, disbursements from the reserve account may be used for payments due on the bond if sufficient funds are not available in the general or debt service accounts. With the prior written approval of the Government, funds may be withdrawn for:

    (a) Paying the cost of repairing or replacing any damage to the facility which may have been caused by catastrophe.

    (b) Repairing or replacing short-lived assets.

    (c) Making extensions or improvements to the facility.

    Any time funds are disbursed from the reserve account, additional deposits will be required until the reserve account has reached the required funded level.
15. To provide adequate service to all persons within the service area who can feasibly and legally be served and to obtain FmHA's concurrence prior to refusing new or adequate services to such persons. Upon failure to provide services which are feasible and legal, such person shall have a direct right of action against the association or public body.
16. In the case of a grant in the sum not to exceed $, the association hereby accepts the grant under the terms as offered by the Government and that the and of the association are hereby authorized and empowered to take all action necessary or appropriate in the execution of all written instruments as may be required in regard to or as evidence of such grant and the association hereby resolves to operate the facility under the terms as offered in said grant agreement(s).

The provisions hereof and the provisions of all instruments incident to the making or the insuring of the loan, unless otherwise specifically provided by the terms of such instrument, shall be binding upon the association as long as the bonds are held or insured by the Government. The provisions of sections 6 through 15 hereof may be provided for in more specific detail in the bond resolution or ordinance; to the extent that the provisions contained in such bond resolution or ordinance should be found to be inconsistent with the provisions hereof, these provisions shall be construed as controlling as between the association and the Government.

The vote was: Yeas 3 Nays 0 Absent 2

IN WITNESS WHEREOF, the BOARD OF COMMISSIONERS of the TOWN OF KINGSTON SPRINGS, TENNESSEE has duly adopted this Resolution and caused to be executed by the officers below in duplicate on this 16th day of June 1988

Resolution 3-88

A RESOLUTION AUTHORIZING THE CITY MANAGER TO AWARD A BID FOR THE PURCHASE OF FIRE FIGHTING EQUIPMENT FOR THE TOWN OF KINGSTON SPRINGS, TENNESSEE AND TO AUTHORIZE THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS TO CONTRACT FOR THE PURCHASE OF SAID EQUIPMENT AND/OR LEASE/PURCHASE THEREOF, OBTAIN SUFFICIENT INSURANCE AND TO COMMIT FUTURE FUNDING FOR SAID PURCHASE OR LEASE/PURCHASE

WHEREAS, the Town of Kingston Springs, Tennessee has formally advertised for and solicited bids for certain fire fighting equipment to be utilized by the Town of Kingston Springs' Fire Department, the same being duly advertised in the Ashland City Times and bids having been publicly opened on may 19, 1988; and

WHEREAS, based on the bids submitted, the Town through its Mayor and Board of Commissioners desires to formally award said bid to the apparent low bidder; and

WHEREAS, to formally award a contract for purchase or lease/purchase a duly authorized person for the Town must be designated by resolution to execute all necessary contract documents to cause the City Manager to formally award the bid and execute a purchase order.

NOW, THEREFORE, be it resolved by the Mayor and Board of Commissioners to the Town of Kingston Springs as follows:

1. That the City Manager formally give notice of bid award to the apparent low-bidder for that certain fire fighting equipment per sealed bid received on May, 1988, in the amount of $122,662.00.
2. That the Mayor of the Town of Kingston Springs be authorized to enter into any and all contract documents for the purchase or lease/purchase thereof, so as to facilitate formal award by the office of the City Manager and issuance of a purchase order therefor.
3. That at an appropriate time the City Manager shall secure adequate insurance consistent with the contract documents to be executed by the Mayor.
4. That the useful life of the equipment and/or economic life of the equipment to be acquired by the Town be established as thirty (30) years.
5. That the Town commit future budgets to fund the purchase of the fire fighting equipment consistant with the contract for purchase and lease/purchase thereof for a period of not more than ten (10) years after delivery of said equipment to the Town.
6. That the Mayor of the Town of Kingston Springs and/or the City Manager do or cause its agents to perform or to take any and all action necessary to the acquisition of the aforesaid fire fighting equipment.

This resolution shall take affect upon execution hereof, the public welfare requiring such.

Witness our hands this 28 day of May, 1988.

Resolution 6-88

RESOLUTION AUTHORIZING THE ISSUANCE, AND PROVIDING DETAILS, OF ROADWAY IMPROVEMENT CAPITAL OUTLAY NOTES, SERIES 1988, OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, IN THE AGGREGATE PRINCIPAL AMOUNT OF ONE HUNDRED SEVENTY THOUSAND DOLLARS ($170,000); AUTHORIZING THE SALE THEREOF; AND PROVIDING FOR THE PAYMENT OF SUCH NOTES

WHEREAS. the Board of Commissioners of the Town of Kingston Springs, Cheatham County, Tennessee (the "Town") , has detei-mined that it is necessary and desirable to construct certain improvements to the streets and roads of the Town and to acquire all property real and personal appurtenant thereto or connected with such work (collectively, the "Project");

WHEREAS, in order to proceed as expeditiously as possible with the construction and acquisition of the Project, it is necessary that interest bearing capital outlay notes be issued for the purpose of providing funds to pay part of the costs of the Project; and

WHEREAS, the Town is authorized by the provisions of Section 9-21-601, et sue., Tennessee Code Annotated, as amended (the "Act") to issue and sell such notes for such purposes;

NOW, THEREFORE, BE IT RESOLVED BY. THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, CHEATHAM COUNTY, TENNESSEE, as follows:

Section 1. Authorization. For the purpose of providing a portion of the funds for the construction and acquisition of the Project, and costs incident to the issuance and sale of the capital outlay notes, there shall be issued pursuant to, and in accordance with, the Act and other applicable provisions of law the interest-bearing capital outlay notes of the Town, in the aggregate principal amount of One Hundred Seventy Thousand Dollars ($170,000) (collectively, the "Notes," individually, the "Note").

Section 2. Terms of the Notes. The Notes shall be designated "Roadway Improvement Capital Outlay Notes, Series 1988". The Notes shall be issued in fully registered form, without coupons, in the minimum denomination of one thousand dollars ($1,000) or integral multiples thereof; shall be dated as of the date of issuance; shall bear interest at a rate not to exceed eight percent (8%) per annum, payable semiannually, commencing on the six-month anniversary date of the Notes; shall mature not later than eight years from the dated date thereof; shall contain such terms, conditions and provisions other than as expressly provided or limited herein as may be agreed upon by the Mayor of the Town and the purchaser of the Notes; and shall mature serially on the six-month anniversary date and on the annual anniversary date of the Notes in the years and in the aggregate principal amount as follows:

Year	Six-Month Anniversary Date	Annual Anniversary Date
1989	S 8.000	$ 8,000
1990	8,000	9,000
1991	9,000	10,000
1992	10,000	10,000
1993	11,000	10,000
1994	11,000	11,000
1995	13,000	13,000
1996	13,000	14,000

If the Notes are sold to a single purchaser, the Notes may, at the option of the purchaser, be aggregated and sold as a single fully registered installment Note bearing the same rate of interest, payable semiannually, and maturing as to principal in installments according to the maturity schedule set out in this Section 2 above.

It is hereby found and declared that the reasonably expected economic life of the Project is twenty (20) years.

Section 3. Form of Notes. The Notes or Note shall be issued in typed, mimeographed, printed or photocopied form, or any combination thereof. Each serial Note, if issued, shall be substantially in the form set forth in Exhibit "A" attached hereto, and by this reference incorporated herein as though fully copied, with such appropriate variations, omissions, and insertions as are permitted or required by this Resolution, the blanks to be appropriately completed when the Notes are delivered to the purchaser or purchasers thereof. The installment Note, if issued, shall be substantially in the form set forth in Exhibit "B" attached hereto, and by this reference incorporated herein as though fully copied, with such appropriate variations, omissions, and insertions as are permitted or required by this Resolution, the blanks to be appropriately completed when the Note is delivered to the purchaser thereof.

Section 4. Security. The Notes, as to both principal and interest, shall be payable from ad valorem taxes to be levied on all taxable property within the Town without limitation as to time, rate or amount. The levy and collection of a tax on all taxable property within the Town is hereby authorized in an amount necessary to pay principal of and interest on the Notes as they become due. Said tax shall be assessed, collected, and paid at the time, and in the same manner, as the other taxes of the Town, shall be in addition to all other taxes, and shall be without limitation as to time, rate, or amount. For the prompt payment of principal and interest on the Notes, the full faith and credit of the Town is hereby irrevocably pledged. Principal, interest or both, falling due at any time when there shall be insufficient funds on hand from such tax levy for the payment thereof shall be paid from current funds of the Town, but reimbursement therefor may be made from the taxes herein provided when the same snail nave been collected.

If, for any reason, the Notes have not been paid at maturity or upon any extension of maturity granted pursuant to the Act, the Notes shall be retired from funds of the Town or converted to bonds as provided by Section 9-11-101 et sec., Tennessee Code Annotated, as amended, or any other law, or otherwise be liquidated as approved by the State Director of Local Finance.

Section 5. Redemption. Serial Notes, if issued, shall be subject to redemption at the option of the Town, in whole or in part, at any time, in inverse order of maturity and within any maturity by lot, or other customary method, at the principal amount thereof and accrued interest to the date of redemption, without a premium. An installment Note, if issued, shall be subject to prepayment of installments or portions of installments of principal, at the option of the Town, without premium or penalty, upon payment to the registered holder thereof of the installments or portions of installments so prepaid, plus the interest accrued thereon until the date of prepayment. Such prepayment of installments or portions of installments of principal shall be in inverse order of maturity.

Notice of intended redemption or of intended prepayment of installments or portions of installments of principal, as applicable, shall be given by registered or certified mail to the registered owners of the Notes to be redeemed or prepaid. Such notice shall be given not less than thirty (30) days nor more than sixty (60) days prior to the date fixed for redemption or prepayment to the registered owners of Notes to be redeemed or prepaid, at their addresses as such addresses appear on the Registration Books of the Town maintained by the Note Registrar. Each such notice of redemption or prepayment shall designate the date and place of redemption or prepayment; shall specify the serial numbers and the aggregate principal amount of the Notes to be redeemed, or the aggregate amount of the installments or portions of installments of principal to be so prepaid, as applicable; and shall state that provided sufficient funds are available on such redemption or prepayment date to pay the principal of and the unpaid interest accrued on such Notes to be redeemed, or the installments or portions of installments of principal to be so prepaid together with all interest accrued on such installments or portions of installments of principal, as applicable, the interest on such Notes shall cease to accrue from and after the redemption date specified.

Section 6. Execution. The Notes shall be executed in the name of the Town and bear the manual or facsimile signature of the Mayor and shall be countersigned by the City Recorder with his or her manual or facsimile signature and shall have printed or impressed thereon the official seal of the Town. In the event any officer whose signature appears on the Notes shall cease to be such officer, such signature shall nevertheless be valid and sufficient for all purposes. The Notes shall be issued in typed, mimeographed, printed or photocopied form, or any combination thereof, substantially in the form set forth

in Section 3 hereof and the Appendices hereto as the Mayor may deem necessary or desirable, the blanks to be appropriately completed by the Mayor prior to issuance.

Section 7. Appointment of Note Registrar. The Town hereby designates its City Recorder as Note Registrar and Paying Agent (the "Note Registrar"). The Note Registrar shall establish and maintain suitable books (the "Registration Books") for recording the registration, conversion, payment, and transfer of the Notes, and shall also perform such other duties as may be required in connection with any of the foregoing.

Section 8. Authentication. Only such of the Notes as shall have endorsed thereon a certificate of authentication, substantially in the form set forth in Section 3 hereof and the Appendices hereto duly executed by the Note Registrar, shall be entitled to the rights, benefits and security of the Resolution. No Note shall be valid or obligatory for any purpose unless, and until, such certificate of authentication shall have been duly executed by the Note Registrar. Such executed certificate of authentication by the Note Registrar upon any such Note shall be conclusive evidence that such Note has been duly authenticated and delivered under the Resolution as of the date of authentication. The certificate of authentication of the Note Registrar on any Note shall be deemed to have been duly executed if manually signed by an authorized officer of the Note Registrar, but it shall not be necessary that the same officer sign and date the certificate of authentication on all Notes that may be issued hereunder.

Section 9. Reqistration and Negotiability. The Notes shall be fully registered as to both principal and interest and shall be fully negotiable upon proper endorsement by the registered owner thereof. No transfer of the Notes will be valid unless such transfer is noted upon the Registration Books and until such note is surrendered, cancelled, and exchanged for a new Note which shall be issued to the transferee, subject to all the conditions contained herein, having the same maturity, bearing interest at the same rate of interest, and in the same maturity, bearing interest at the same rate of interest, and in the same aggregate principal amount, all as the surrendered Note. Interest on the Notes will-be paid by check or draft mailed by United States Mail, first class prepaid, on the interest payment dates to the registered owners thereof at the address shown on the Registration Books on the fifteenth (15th) day of the month next preceding the applicable interest payment date, except for final payment, presentation or surrender of the Notes, and payment in such manner shall forever discharge and release the obligation of the Town to the extent of the interest so paid. Principal of serial Notes will be paid at maturity in like manner, provided that the Notes shall have been presented and surrendered for payment. Installments of principal of an installment Note will be paid in like manner, provided that at the final installment of principal the Note shall have been presented and surrendered for payment.

In the event any Note issued hereunder shall become mutilated, or be lost, stolen or destroyed, it shall, at the written request of the registered owner, be cancelled on the Registration Books and a new Note shall be authenticated and delivered, corresponding in all aspects but number to the mutilated, lost, stolen or destroyed Note. If the principal on said Note shall be due within fifteen days or receipt of the written request of the registered owner, payment therefor shall be made as scheduled in lieu of issuing a new Note. In every case the registered owner shall certify in writing as to the destruction, theft or loss of such Note and shall reimburse the Town for the expense incurred in the reissuance thereof.

At the request of the registered holder of the installment Note, if issued, the Town shall cause to be prepared, executed and delivered to the holder, in exchange for such installment Note, registered serial Notes in an aggregate principal amount equal to the principal amount of such installment Note then unpaid, having maturities corresponding to the maturities of the installments of principal of such installment Note then unpaid, and bearing interest at the same rate as provided in such installment Note. Upon such exchange, such installment Note shall be cancelled. The reasonable expenses in connection with such exchange shall be paid by the holder of such installment Note.

Any notice to the contrary notwithstanding, the Town and all of the officials, employees and agents thereof, including the Note Registrar, may deem and treat the registered owners of the Notes as the absolute owners thereof for all purposes, including, but not limited to, payment of the principal thereof, and the interest thereon, regardless of whether such payment shall then be overdue.

Section 10. Sale of Notes. The Notes herein authorized shall be sofa at a private sale at not less than the par value thereof plus accrued interest to the date of delivery. The Notes shall be sold only after the receipt of the written approval of the Director of Local Finance for the State of Tennessee.

Section 11. Deposit and Disbursement of Proceeds; Investment of Proceeds. The City Recorder is to establish a fund designated as the "Series 1988 Roadway Improvement Capital Outlay Note Construction Fund (the "Construction Fund"), to be kept separate and apart from all other funds, into which all monies received from the sale of the Notes shall be deposited. Monies in the Fund shall be disbursed solely to pay the costs of constructing the Project and issuing the Notes, including necessary legal, accounting, engineering, fiscal expenses, printing, engraving, advertising and similar expenses, administrative and clerical costs, and to pay other necessary miscellaneous expenses incurred in connection with the issuance and sale of the Notes and construction of the Project. Money in the Construction Fund shall be invested in accordance with applicable law. Any funds remaining in the Construction Fund after completion of the Project, and payment of authorized expenses shall be transferred to the Town's Debt Service Fund and used to pay principal of and interest on the Notes.

Section 12. Submission of Annual Budqets to Director of Local Finance. After the issuance and sale of the Notes, and for each year that the Notes are outstanding, the Town shall submit its annual budget to the Director of Local Finance for approval immediately upon adoption of the budget.

Section 13. Non-Arbitrage Certification. The Town certifies and covenants with the owners of the Notes that so long as the principal of any Note remains unpaid, monies on deposit in any fund or account in connection with the Notes, whether or not such monies were derived from the proceeds of the sale of the Notes or from any other source, will not be used in a manner which will cause the Notes to be "arbitration bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986 (the "Code"), as amended, and any lawful regulations promulgated thereunder, as the same presently exist, or may from time to time hereafter be amended, supplemented or revised. The Town reserves the right, however, to make any investment of such monies permitted by Tennessee law and this Resolution if, when and to the extent that said Section 148 or regulations promulgated thereunder shall be repealed or relaxed or shall be held void by final decision of a court of competent jurisdiction, but only if any investment made by virtue of such repeal, relaxation or decision would not, in the opinion of counsel or recognized competence in such matters. result in making_ the interest on the Notes subject to federal income taxation.

The aggregate face amount of all tax-exempt obligations (other than private activity bonds) issued by the Town (and all subordinate entities thereof) during calendar year 1988 is not reasonable expected to exceed $5,000.00. The Town shall comply with Section 148(f) of the Code, unless legally exempted therefrom.

Section 14. Desiqnation of Notes as Oualified Tax-Exempt Obliqations. The Town hereby designates the Notes as "qualified tax-exempt obligations" within the meaning and for the purpose of Section 265 of the Code subject to a certification of the Mayor that it is reasonably anticipated that the amount of "qualified tax-exempt obligations" within the meaning of Section 265 of the Code which will be issued during the calendar year by the Town as an issuer as defined in Section 265 of the Code will not exceed $10,000,000.

Section 15. No Action to be Taken Affecting Validity of the Notes. The Town hereby covenants and agrees that it will not take, cause to be taken, nor permit to be taken, any action that would in any manner affect the validity of the Notes or limit the rights and remedies of the holders thereof, or affect the tax exempt status of the interest payable thereon.

Section 16. Miscellaneous Acts. The Mayor and the City Recorder, and any other appropriate officials of the Town are hereby authorized, empowered, and directed to do any and all such acts and things, and to execute, acknowledge, and deliver all such documents, instruments, and certifications hereinbefore authorized and approved, as may, in their discretion, be necessary or desirable to implement or comply with the intent of this Resolution, and for the authorization, issuance, and delivery of the Notes.

Section 17. Severability. Should any provision or provisions of this Resolution be declared invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, provision, or provisions shall not affect the remaining provisions hereof.

Section 18. Repeal of Conflictinq Resolutions and Effective Date. That certain roadway improvement capital outlay note resolution adopted by the Board on August 18, 1988, is hereby repealed. All

other resolutions, or parts thereof, in conflict with the provisions of this Resolution, are, to the extent of such conflict, hereby repealed. This Resolution shall take immediate effect from and after its adoption, the welfare of the Town requiring it.

Adopted and approved this 15th day of September, 1988.

Resolutions 1989

Resolution 1-89

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A BILLING AND COLLECTION AGREEMENT WITH SECOND SOUTH CHEATHAM UTILITY DISTRICT RELATIVE TO SEWER SERVICES

WHEREAS, the Town of Kingston Springs, Tennessee has constructed a sewer system to serve the residents of the municipality; and

WHEREAS the Second South Cheatham Utility District now serves the area with water services; and

WHEREAS there is need to implement a billing and collection agreement for customers of the sewer system; upon motion duly made and seconded, it was unanimously RESOLVED by the Board of Commissioners that the Mayor of the Town of Kingston Springs be and hereby is authorized to execute on behalf of the Town of Kingston Springs an agreement for billing and collection with Second South Cheatham Utility District according to those terms set forth in a written agreement which is attached to this resolution and incorporated by reference herein.

The execution of the aforesaid agreement shall supercede that previous agreement dated November 6, 1986, with the utility district as authorized by Resolution Number 86-007.

Adopted this 20th day of April, 1989.

SEWER SYSTEM

BILLING AND COLLECTION AGREEMENT

THIS AGREEMENT entered into this 20th day of April, 1989, by and between the Town of Kingston Springs, Tennessee, hereinafter called the TOWN, and the Second South Cheatham Utility District of Cheatham County, Tennessee, hereinafter called the DISTRICT, to wit:

WHEREAS, the DISTRICT operates a water system within the area set out by the order of its creation in the southern part of Cheatham County, Tennessee, with extensions made or to be made beyond such area as permitted by law, and with the area served by it including the area within the TOWN; and

WHEREAS, the TOWN is prepared to commence construction of a sewer system to serve its residents, with present or future extensions beyond its limits; and

WHEREAS, it will be mutually beneficial to the parties hereto to combine all water and sewer system billings, collection of bills, and enforcement of payment thereof;

NOW, THEREFORE, in consideration of the mutual benefits to flow from such joint efforts, the parties do hereby agree that:

1. From and after the TOWN'S first establishment of its sewer system, all billing for water and sewer services and collection of such bills (except for judicial enforcement) shall be handled entirely by the DISTRICT, with remissions to the TOWN as herein provided.

2. The DISTRICT shall automatically commence billing as to each address receiving water service commencing with meter readings on the first day of the billing period immediately following notification by the TOWN to the DISTRICT that sewer service to such address has commenced. Such billing shall continue, except for periods of interruption or termination of water service, until the TOWN shall notify the DISTRICT that the sewer service at that address has been discontinued. If the TOWN shall charge a sewer tapping fee, the same shall be collected directly by the TOWN rather than being collected under this contract and the TOWN will transmit to the DISTRICT a copy of the paid receipt for sewer tapping privileges together with a copy of the customer's executed user agreement which will not conflict with this contract. Said paid receipt will thereby authorize the DISTRICT to extend to the customer water and sewer services, after also satisfying the DISTRICT'S regulations to establish a customer account affording water services.

The DISTRICT will also bill for the TOWN'S customers who receive sewer services, but do not receive water service. The ordinance(s) will establish the applicable sewer rate for billing and collection by the DISTRICT. Said ordinance establishing non-water customer rates will also establish TOWN'S sewer department, tap fees and adopt the same late penalties utilized by the DISTRICT as a part of collection.

3. In the event the TOWN shall establish its sewer rates as a percentage of the water rates charged

by the DISTRICT, then such percentage shall apply to all water usage charges made by the DISTRICT including, for example, penalties for late payment.

4. The bills to be issued by the DISTRICT shall separately show the billings for water and sewer services but with a total combined bill for both.

5. On or before the 15th day of each month, the DISTRICT shall remit to the TOWN the full amount of all sewer rates collected through the 10th day of the same month, less seven and one-half (7 1/2%) percent of the total of such sewer rate collections which shall be retained by the DISTRICT as its compensation for the billing and collection services. The DISTRICT shall furnish the TOWN all data required by the TOWN for accounting purposes as to such bill collections.

6. In the event any customer shall refuse to pay the sewer bill while paying the water bill, the DISTRICT shall advise the customer that this may lead to termination of both his water and sewer services. Thereafter, if the TOWN shall request that such customer's water/sewer services be cut off for non-payment, the DISTRICT shall disconnect the customer's water service and for the following period of three months, the TOWN shall reimburse the DISTRICT for the average monthly amount of the customer's water bill, which obligation of reimbursement shall terminate if the customer shall earlier make all payments necessary for reinstatement of service. In such event, the customer shall be responsible to the DISTRICT for any charges the DISTRICT may normally make for reconnection, meter removal and reinstallation, and the like, related to interruption of water service for non-payment of water bills. When the DISTRICT'S customer pays all past due and other charges aforesaid, and the TOWN has reimbursed the DISTRICT average monthly monies for termination as set forth above, then the TOWN will be credited for reimbursement amount(s). Should there be a malfunction of sewer services and a customer fails to pay timely his monthly sewer bill, while paying his water bill, and such delinquency requires a cut-off in service, there shall not be an automatic cut-off without prior written direction by the TOWN.

7. This contract shall continue from month to month perpetually, as long as the parties shall find it convenient to maintain mutual billing and collection systems in relation to their separate water and sewer systems. Any provision hereof may be modified by mutual consent of the parties at any time.

8. It is certified that on April 27, 1989, the execution of this contract by the Mayor of the TOWN of Kingston Springs was authorized by the TOWN'S Board of Commissioners in its regular meeting held on the aforesaid date, a copy of which resolution is attached hereto.

9. It is hereby certified that on April 17, 1989, the execution of this contract by the DISTRICT'S Chairman authorized by the Board of Commissioners of the Second South Cheatham Utility District of Cheatham County, Tennessee, at its meeting held on the aforesaid date, a copy of which resolution is attached hereto.

10. This duly authorized agreement shall supercede that previous agreement between the parties dated November 6, 1986. Said prior agreement shall be of no further force or effect.

IN WITNESS WHEREOF, the parties hereunto have executed this contract in duplicate original on this, the day and date first above written.

Resolution

RESOLUTION FOR ADOPTION BY THE BOARD OF COMMISSIONERS OF THE SECOND SOUTH CHEATHAM UTILITY DISTRICT

Upon motion duly made and seconded, it was unanimously RESOLVED by the Board of Commissioners that the Chairman is hereby authorized and directed to execute, on behalf of the District, a Sewer System Billing and Collection Agreement with the City of Kingston Springs, Tennessee, a copy of which Contract is appended to this Resolution and is incorporated herein by reference. This Agreement supersedes a previous Agreement with the City of Kingston Springs dated November 6, 1986.

Adopted this 17th day of April, 1989.

Resolution 2-89

A RESOLUTION ESTABLISHING RATES FOR CUSTOMERS SERVED BY THE TOWN'S WASTE WATER TREATMENT FACILITY, DEPOSITS FOR SERVICE AND ADJUSTMENTS

WHEREAS, the Town of Kingston Springs, Tennessee has constructed and implemented a wastewater treatment facility for the treatment of sewage and wastewater; and

WHEREAS, it is necessary to set a rate for the services extended to those residents and businesses served by said system, together with a required deposit and adjustment policy associated with usage.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of Kingston Springs as follows:

1. By virtue of a billing and collection agreement between the Town and Second South Cheatham Utility District, as further approved by Resolution No. 89-001, and pursuant of the Town's Sewer Use Ordinance No. 85-006, as amended, the following shall become rates for wastewater/sewer customers based upon domestic water consumption:

Minimum Bill, including 1st 2,000 gallons = $8.48

All in excess of 2,000 gallons = $3.00 per thousand

The aforesaid rates apply to all customers, residential or commercial.

2. Those residents and businesses who do not receive domestic water from Second South Cheatham Utility District, but which have sewer service provided by the Town shall be charged as follows:

$10.00 per month

3. From and after July 1, 1989, all persons or businesses served by the wastewater treatment facility shall first pay the sum of $40.00 as a deposit for the privilege of being provided sewer services, payable in advance, to be collected by Second South Cheatham Utility District. Said deposit to be as security for payment of bills incurred by a customer should service be discontinued with a balance owing.

4. The rules and procedures adopted by Second South Cheatham Utility District for adjustment of billings because of water leaks are here and now adopted by the Town as its sewer service adjustment policy.

5. Each residential wastewater treatment facility user shall be entitled to make special application with Town and Second South Cheatham Utility District for the utilization of a secondary metering device for periods of summertime water consumption. The purpose of the application shall be a privilege granted by the District and the Town whereby billing adjustments would be made for water consumption during the months of May, June, July and August. Users, after making special application, would purchase from the Utility District, at a cost said District shall establish, the metering device to be installed to an exterior faucet. The user would install the metering device in accordance with the standards established by the Utility District. After installation is made, the user would notify the District and an inspection would be made to insure proper installation and a beginning reading taken. At the end of the adjustment period aforesaid, a final reading would be made and a credit given on the September billing for water consumed from the metering device which did not become wastewater into the town's treatment system. It would become the responsibility of the user to remove and store the meter before the first day of September each year. The Town and Utility District would reserve the right to inspect the metering device at any reasonable time. Should the user utilize the secondary metering device for a purpose other than filling of swimming pools, spas, watering of lawns, washing of motor vehicles or similar like kind use, the privilege would be revoked and no adjustment or credit would issue and no future special application be allowed.

This resolution shall be effective upon adoption.

RESOLVED this 26th day of April, 1989.

Resolution 3-89

A RESOLUTION FOR A PUBLIC HEARING ON PROPOSED ANNEXATION AND PLAN OF SERVICE TO DETERMINE WHETHER CERTAIN TERRITORY SHOULD BE ANNEXED TO THE TOWN OF KINGSTON SPRINGS, TENNESSEE.

WHEREAS, it appears that the prosperity of this city and of the territory herein described may be materially retarded and the safety and welfare of the inhabitants and property thereof endangered if such territory is not annexed; and

WHEREAS, the annexation of such territory may be deemed necessary for the welfare of the residents and property owners of the said affected territory and the Town of Kingston Springs as a whole; and

WHEREAS, the annexation of such territory appears to be for the over-all well-being of the communities involved; and

WHEREAS, a plan of service for the proposed annexation has been prepared and has been referred to the planning commission for review; and

WHEREAS, three copies of said plan of service are available for public inspection during regular business hours in the Town Hall located on North Main Street, at the Second South Cheatham Utility District on North Main Street and at Cheatham State Bank on West Kingston Springs Road.

NOW, THEREFORE, be it resolved by the Mayor and City Commission of the Town of Kingston Springs:

> That the City Recorder is hereby instructed and required to have published in the Ashland City Times, a newspaper of general circulation in the Town of Kingston Springs, on the 27th day of September, 1989, and on the 4th day of October, 1989, a notice that a public hearing before this body will be held on the 17th day of October, 1989, at 7:00 p.m. (CDT) at Harpeth High School located on Harpeth View Trail, to consider the plan of service and whether the following described areas adjoiing the present corporate boundaries should be annexed:

Areas 1, 2, 3 and 4 as identified on Exhibit A (collective) is attached hereto and incorporated by reference.

ADOPTED THIS 21st DAY OF SEPTEMBER, 1989.

RESOLUTION NUMBER 89-004

A RESOLUTION ADOPTING A PLAN OF SERVICE FOR THE ANNEXATION OF CERTAIN AREAS BY THE TOWN OF KINGSTON SPRINGS, TENNESSEE.

WHEREAS, TCA 6-51-102 as amended requires that a Plan of Service be adopted by the governing body of a city prior to passage of an annexation ordinance if any territory or territories totaling more than one-fourth square mile (160 acres) or having a population of more that 500 persons may be annexed within any 12-month period; and

WHEREAS, the Town of Kingston Springs contemplates exceeding these minimum conditions by the proposed annexation of certain areas described as follows:

AREA 1

[See Exhibit “A” attached hereto and incorporated by reference herein.]

AREA 2

[See Exhibit “B” attached hereto and incorporated by reference herein.]

AREA 3

[See Exhibit “C” attached hereto and incorporated by reference herein.]

AREA 4

(See Exhibit “D” attached hereto and incorporated by reference herein.)

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AS FOLLOWS:

SECTION 1. Pursuant to the provisions of section 6-51-102, Tennessee Code Annoted, there is hereby adopted, for the areas bounded as described above, the following plan of service:

A. Water

Water is supplied by the South Cheatham Utility District. This arrangement will continue in the proposed annexation areas. The provision of fire hydrants in the proposed annexation areas will be accomplished under existing policies of the Town.

B. Wastewater

The Town currently operates a sanitary sewer system. Service in the proposed annexation areas will be installed as the need is established by appropriate study and environmental/ health standards.

C. Streets

1. Emergency maintenance of streets (repair of hazardous chuck holes, measures necessary for traffic flow, etc.) will begin on the effective date of annexation.

2. Routine maintenance, on the same basis as in the present city limits, will begin in the annexed areas when funds from the state gasoline tax based on the annexed population are received.

3. Reconstruction and resurfacing of the streets, installation of storm drainage facilities, construction of curbs and gutters, and other such major improvements, as the need therefore is determined by the governing body, will be accomplished under the current policies of the Town.

D. Planning and Zoning

The planning and zoning jurisdiction of the Town of Kingston Springs will extend to the annexed areas on the effective date of annexation. Town planning will thereafter encompass the annexed areas.

E. Street Lighting

Street lights will be installed in substantially developed areas within approximately 24 months after the effective date of annexation, under the standards currently prevailing in the existing town limits.

F. Recreation

Residents of the annexed areas may use all existing library and parks, etc., on and after the effective date of annexation.

G. Street Name Signs

Street name signs where needed will be installed within approximately 12 months after the effective date of annexation.

H. Fire Protection

Fire protection by the present personnel and equipment of the fire fighting force, within the limitations of available water, will be provided on and after the effective date of annexation.

I. Police Protection

Police patrol and response to calls by the Cheatham County Sheriff's Department will be provided on and after the effective date of annexation. Police services will be provided with existing personnel.

J. Traffic Control

Traffic signals, traffic signs, street markings, etc. will be installed as the need therefore is established by appropriate study and traffic standards.

K. Refuse Collection and Disposal

The Town does not provide refuse collection services. This service will continue to be provided by private collectors.

L. Inspection Services

Any inspection services now provided by the Town of Kingston Springs will begin in the annexed area on the effective date of the annexation.

M. Electric Service

The Town of Dickson Electric Department will continue to provide electric service according to their criteria.

SECTION 2. This Resolution shall be effective from and after its adoption.

ADOPTED THIS 19th DAY OF OCTOBER, 1989.

EXHIBIT "A"

AREA 1

Beginning at the center line of the L & N Railroad at station 1220 + 40 at the center of the Harpeth River and the existing Kingston Springs corporate limit line, thence Southwesterly and Northerly with the center of river and corporate line and the property of Henry Hudson et al recorded in Deed Book 246, Page 269 approximately 7190' to the center of the railroad at station 1241 + 15, thence continuing with river and corporate line and the property of State of Tennessee recorded in Deed Book 214, Page 59, and following the description of the property of the Town of Kingston Springs recorded in Deed Book 173, Page 870, N 30° E 240', thence N 39° E 264', thence N 25° E 310', thence N 5° E 525', thence N 24° W 1075', thence leaving the river and with a fence N 57° E 270', thence S 32° E 400', thence S 25° E 770', thence with the face of the bluff due South 325' to the mouth of a branch, thence S 70° E 60' to a point in the branch, thence S 56° E 200' to the road, then S 10° W 100' to a point, then S 20° E 300' to a point, thence due South 400', then S 20° W 50' to a point near public road, thence S 85° W 528' to a spring, thence S 6° W 248' to the center line of L & N Railroad at station 1234 + 80, thence leaving the Town of Kingston Springs property and with the center line of the railroad in an Easterly direction 1440' to station 1220 + 40 to the point of beginning.

EXHIBIT "B"

AREA 2

Beginning at the south right-of-way of 1-40 and the existing Kingston Springs corporate line at station number 338+60.25/150' thence southwesterly with the south line of 1-40 to station 272 + 75.09/ 240' and an extension of the North line of M.K. Cross, Sr. and Ruby C. recorded in Deed Book 93, Page 69, thence with said line N 85° - 30' W (N 89° W by deed) to a blazed Beech tree in the line of Wm. O. Treanor property recorded Deed Book 80, Page 520, thence N 7°-43'-17" E 301.58' to the Southside of Mt. Pleasant Road, thence crossing to the North side of the road corner of the Michael E. Baker property recorded in Deed Book 251, Page 183 thence with the same N 4° E 916.5' to a pin on the edge of Sims Road thence N 84° W 40.3' to a pin in the road corner to the lands of Jutty Sims heirs recorded in Deed Book K, Page 223 thence with the line of Jutty Sims heirs (using calls from new survey) N 87°-38'-62" W 527.32' to a pin thence N 81°-37'-56" W 1620.47' to the east line of the property of Joanne D. Akers et al recorded in Deed Book 212, Page 512 thence with Joanne D. Akers et al line N 4°-07'-30" E 898.01' to the corner of the property of Charles Batson et ux recorded in Deed Book 225, Page 735 thence with same N 4°-07'-30" E 1111.02' to a point in the line of Cutters Cove Subdivision thence with same and the line of Cheatham and Ruth McElroy recorded Deed Book 121, Page 249 N 86°-33'-27" W 2126.64' thence with the line of John Bell Treanor, Jr. heirs recorded Deed Book 69, Page 196 N 83°-08'-00" W 1436.10' to the center of Turnbull Creek thence with the meanders of Turnbull Creek in a northeasterly direction approximately 9600' more or less to the line in the property of Charles Kenneth Welch recorded in Deed Book 130, Page 198 thence with the line between Charles Welch and Robert W. Clark, Jr. recorded Deed Book 214, Page 578 S 2° W 1027' more or less thence with the same S 87° E 378.5' to an iron pin thence continuing with the line of Wilson Matlock et al recorded in Deed Book 164, Page 32 S 87° E 300' to the Hurricane Branch the existing Kingston Springs corporate line thence in a southerly and southeasterly direction with the Kingston Springs corporate line to a point in the south side of 1-40 at station 338+60.25/150' the point of beginning.

EXHIBIT "C"

AREA 3

Beginning on the Southside of 1-40 at station 272 + 75.09/240' and the North line of M.K. Cross, Sr. and Ruby C. recorded in Deed Book 93, Page 69, thence with the Southside of 1-40 to station 244 + 15/160' (Approx.). Also being a 42" culvert feeding into Periwinkle Branch, thence Westerly with branch to the West property line of Wm. O. Treanor, III recorded in Deed Book 80, Page 520, thence (with new survey) N 17°-12'-08" E approximately 3100' to the Northwest corner of this survey and the Southwest corner of the Jutty Sims heirs recorded in Deed Book K, Page 223, thence S 81°-57'-19" E 1577.86', thence South 86°-57'-16" E 527.29' to a corner in Simms Road, thence S 6°-25'-44" W 917.02' to the Northside Mt. Pleasant Road, crossing road thence S. 7°-43'-17" W 301.58' to a blazed Beech tree thence with the North line of M.K. Cross, Sr. and Ruby C. recorded in Deed Book 93, Page 69 S 85°-30' E (S 89° E by deed) to the Southside of 1-40 at station 272+ 75.09/240' the point of beginning.

EXHIBIT "D"

AREA 4

Beginning at a point in the Southside of 1-40 and the existing Kingston Springs corporate line at station 338 + 60.25/150' thence with the existing Kingston Springs corporate line along the South right of way of 1-40 to the intersection of Crestview Meadows section 2 recorded in file A21 Map 16 and Harpeth Hills subdivision recorded in Deed Book 109 Page 555 at station 346 + 73.81/150' thence South with the Kingston Springs corporate line and the line of Harpeth Hills Subdivision to Luyben Hills Road (C.C. Road), thence Northeasterly with the road and the existing Kingston Springs corporate line to the intersection of the road and the property of Priscilla Beard Dorris recorded in Deed Book 175, Page 241, thence Northerly with her line and the line of J.H. and N.D. Finch recorded in Deed Book 85, Page 419 and the existing Kingston Springs corporate line to the Southside of 1-40, at station 382 + 32.42/150' thence with the Southside of 1-40 being the existing Kingston Springs corporate line N 79°-29'-15" E 337.89' to a point in the center of the Harpeth River at station 385 + 60.42/1501, (There is a difference of 11' in surveys as to center line of river.), thence leaving the existing Kingston Springs corporate line and 1-40 following the center line of the Harpeth River East until it joins the South Harpeth River thence South with the center line of the South Harpeth River to the intersection of the land of Sam Anseln Francescun, Jr. et ux recorded in Deed Book 222, Page 213, thence N 87°-34'-57" W approximately 180', thence S 76°-47'-35" W 124.9' thence S 86°-51'-17" W 88.43', thence S 88°-45' W 423.74' to a point in the center of South Harpeth Road, thence South with the center line of South Harpeth Road approximately 4975' to the intersection of the North line of the Charles H. Thorton property recorded in Deed Book 271, Pae 613, thence with the Thorton line and Big Branch 206.5' to the intersection of the South line of Thorton, thence with the same N 86°-30' W 463', thence continuing with the South line of the Wilson Sims, Trustee property recorded in Deed Book 236, Pge 278 N 86° W approximately 100' to the East line of Webb Follin, Trustee, property recorded in Deed Book 169, Page 249, thence with the same S 1°-05' W 3302.36', thence N 87°-18'-O1" W 3063.41', thence S 2°-13' E 359.8' thence N 88°-12'-35", W 484.36', thence N 87°-54'-25" W 296.24', thence N 33°-17'-55" W 158.72, thence N 37°-54' W 337.3', thence N36°-29'W 212.86', thence N 62°-59' W 158.54', thence N 60°-29' W 215.08' to the property of the Golf Club of Tennessee recorded in Deed Book 281, Page 506, thence N 54°-38'-11" W 395.07', thence N 86°-21'-42" W 888.72' to a point in the center of Brush Creek Road thence continuing with the South line of the Webb Follin Trustee property recorded in Deed Book 169, Page 249, S 89°-16' W 1782.37' thence S 0°-02' W 648.9', thence S 87°-58'-42" W, 369.34' to the north bank of Brush Creek, thence with the meanders of said creek N 59°-24' W 149.3', thence S 88°-59' W 180', thence S 70°-47' W 230', thence S 44°-16' W 173.7', thence S 34°-21' W 153', thence S 18°-O1' W 166.72, thence S 54°-31' W 234.93', thence with the center of country road (Old) S 38°-O1' W 168.53', thence S 32°-31' W 98.8', thence S 46°-21' W 173.08' thence S 31°-51' W 49.4', thence S 11°-51' W 49.47' thence S 01°-09' E 273.71', thence leaving said county road N 89°-09' W 1742.9', thence N 00°-04'-55" E 2438.94', thence N 87°-44'-22" W, 650.5' to the Southside of Henry's Creek, thence down Henry's Creek N 51°-12'-47" E 487.5', thence N 57°-51'-47" E 487.5' to the North bank of Henry's Creek, thence N 10°-27'-07" W 2775' more or less to the center of C.C. Road, see quitclaim deed in Deed Book 281, Page 693 thence Northeast with the center line of C.C. Road 132.96' to the line of Hubert Bowers et al recorded in Deed Book 256, Page 873 and Deed Book 241, Page 301, thence with Bower's line S 5°-40'-O1" W 97.93' to the Southwest corner of Hubert Bower's, thence continuing with Bower's line S 77°-46'-20" E 248.19', thence S 81°-34'-07" E 503.66', thence S 84°-39'-21" E 645.04',

thence S 83°-O1'-50" E 369.73', thence S 03°-02'-39" W 132', thence S 68°-19'-20" E 280.5' passing a corner of the Delores Adkins Fisher property recorded in Deed Book 234, Page 65, thence N 06°-31'-32" E to the Southwest corner of Lot 31 of the revised plat of Crestview Meadows section 1 recorded in file A27, Map 15, thence with the back of lots 31 through 22 S 84°-34'-02" W 328.45', and N 40°-48'-16" W 341.61' and N 82°-39' W 398', thence N 03°-51'-26" W 295' to the Southside of Fire Tower (C.C.) Road, thence with the Southside of the road West 48.92', thence crossing the road and following the West line of Crestview Meadows section 1 recorded in file A22, Map 7 and Crestview Meadows section 2 recorded in file A21, Map 16 to the Southwest corner of Lot 37 and the land of Edward H. Breakbill et ux recorded in Deed Book 225, Page 397, thence N 64°-26' W 25', thence N 04°-17', E 808.13' to the Southside of 1-40, being approximately station 326 + 31.66/150' thence with the Southside of 1-40 N 67°-17' E 1228.59' (by deed) to station 338+60.25/150' the point of beginning.

Resolution 5-89

A RESOLUTION OF THE GOVERNING BODY OF THE CITY/TOWN OF KINGSTON SPRINGS, TENNESSEE URGING THE GENERAL ASSEMBLY TO SUPPORT LEGISLATION ALLOWING COUNTIES TO SPEND COUNTY ROAD FUNDS INSIDE MUNICIPALITIES.

WHEREAS, current state law prohibits the expenditure of county road funds inside municipalities unless the county is reimbursed for those expenditures; and

WHEREAS, municipal residents, as a result, now receive no direct benefit from the county road taxes that they pay; and

WHEREAS, a number of counties that have attempted to assess a differential tax rate within municipalities for the sake of equity have been prevented from doing so by a constitutional provision requiring a uniform tax rate within each taxing jurisdiction; and

WHEREAS, city residents also vote for elected county officials, and removal of the statutory prohibition would permit county officials, voluntarily, to be responsive to their municipal constituents; and

WHEREAS, the perpetuation of current law requiring residents of municipalities to pay taxes to the county road fund for which they receive no direct benefit would be unfair, inequitable, and indefensible; and

WHEREAS, simple removal of the prohibition would permit cities and counties to negotiate an equitable settlement of this issue;

NOW, THEREFORE, be it Resolved, that we urge the General Assembly to amend TCA 54-7-202 (d) (2) to allow counties to spend county road funds inside municipal boundaries without reimbursement.

A copy of this Resolution shall be sent by the recorder or clerk to each legislator representing this municipality and to the Governor.

ADOPTED THIS DECEMBER 21, 1989

VOTE:	AYE	5
	NO	0

Resolutions 1990

Resolution 1-90

A RESOLUTION NOTIFYING CHEATHAM COUNTY, TENNESSEE OF EXPIRATION OF AGREEMENT OF LOCAL SHARE SALES TAX TO COUNTY GOVERNMENT

WHEREAS, the Town of Kingston Springs, Tennessee is entitled to its full distributive share of local option sales tax;

WHEREAS, the Town has heretofore agreed with Cheatham County to allow a portion of its local share be paid to Cheatham County for the purpose of retiring school debt service; and

WHEREAS, it appears agreements between the two governmental entities have expired and the municipality is entitled to its full share of the local option sales tax.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of Kingston Springs as follows:

From and after June 30, 1990, the Town of Kingston Springs gives notice to Cheatham County, Tennessee of the expiration of agreements to contribute one-half of its local share to Cheatham County to be applied toward county school debt service. From and after July 1, 1990, the entire local share entitlement shall, after receipt from the Cheatham County Trustee, be placed into the general fund of the Town of Kingston Springs and budgeted accordingly All prior contract distributions shall be deemed at an end with the Town receiving its full distributive share.

This resolution shall take effect immediately after adoption.

RESOLVED this 21st day of June, 1990.

Resolutions 1991

Resolution 1-91

REGARDING PARTICIPATION IN THE LOCAL GOVERNMENT ENERGY EFFICIENCY LOAN PROGRAM
WHEREAS, the Tennessee Department of Economic and Community Development (ECD) administers an Energy Efficiency Loan Program for Local Government Facilities, and

WHEREAS, the Town of Kingston Springs wants to participate in the loan program in order to improve facility energy efficiency and reduce energy costs,

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Board of Commissioners of Kingston Springs, Tennessee, that:

SECTION 1. The Town of Kingston Springs is submitting an Energy Efficiency Loan Program application to ECD for the following facilities:

Kingston Springs City Hall

SECTION 2. For the facilities approved by ECD for financing, the Town of Kingston Springs will fully participate in the Energy Efficiency Loan Program and follow all applicable program rules and guidelines. Full program participation by the Town of Kingston Springs will include the following:

(a) The Town of Kingston Springs will borrow the approved loan amount from the ECD Energy Efficiency Loan Program within six months of the loan approval:

(b) The Town of Kingston Springs will implement the approved project within one year of the loan approval: .

(c) The Town of Kingston Springs will provide ECD with a final work completion report when the approved project is implemented.

SECTION 3. To help determine the level of energy savings produced by the energy efficiency project, the Town of Kingston Springs will send copies of monthly facility energy bills to ECD during the term of the loan for project evaluation purposes.

SECTION 4. The Town of Kingston springs will properly operate and maintain the loan financed energy efficiency equipment in order to maximize facility energy savings.

SECTION 5. The Town of Kingston Springs will send this resolution to ECD, Energy Office, Rachel Jackson Building, 320 6th Avenue North, Nashville, Tennessee 37243-0405, as an accompanying document to the application(s) for loan program funds.

SECTION 6. This resolution shall take effect upon approval, the public welfare requiring it.

Approved this 28th day of August, 1991.

Resolution 2-91

A RESOLUTION ADOPTING THE AASHTO STANDARDS FOR BRIDGE CONTRUCTION WITHIN THE TOWN OF KINGSTON SPRINGS, AUTHORIZATION TO ALLOW THE MAYOR TO EXECUTE AN ENGINEERING CONTRACT WITH M & K ENGINEERS AND TO PARTICIPATE WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCY FOR THE REPAIR AND/OR REPLACEMENT OF THE TURNBULL CREEK BRIDGE ON WEST KINGSTON SPRINGS, ROAD.

WHEREAS, by unforeseen natural disaster, the Turnbull Creek Bridge on West Kingston Springs Road, said bridge being owned jointly by the Town of Kingston Springs and Cheatham County, Tennessee, has been damaged and it has been determined the bridge be closed to all traffic and the same be repaired and/or replaced and;

WHEREAS, the Cheatham County Commission has determined by resolution that said bridge and future bridges in the county be constructed or reconstructed in accordance with the American Association of State Highway Transportation Officials (AASHTO); and

WHEREAS, the Cheatham County Commission has, by resolution, authorized the county to enter into a contract with the Town of Kingston Springs' City Engineer to commence design and other engineering services in order to replace said bridge; and

WHEREAS, the Federal Emergency Management Agency has determined said bridge number 11-148-0.62 is eligible for 75% federal share funding, 12.5% funding by the State of Tennessee, Department of Transportation, and the remaining 12.5% to be funded by the Town of Kingston Springs and Cheatham County, Tennessee; and

WHEREAS, it is in the best interest of the municipality by resolution to adopt standards for bridge construction, contract for engineering services and to obligate funding for construction and replacement of the Turnbull Creek Bridge, it is

RESOLVED by the Mayor and Board of Commissioners of the Town of Kingston Springs as follows:

1. The Town of Kingston Springs recognizes that the Tennessee Department of Transportation has adopted the American Association of State Highway Transportation Official Standards for Bridge Construction in the State of Tennessee because it provides uniform standards for quality bridge construction and, additionally, that when such standards are adopted, the Federal Emergency Management Agency will, in the event of a major flood, extensive enough for declaration, approve reconstruction of bridges to AASHTO standards, even though bridges were originally substandard, it is in the best interest of the municipality to hereby formally adopt AASHTO standards as the official bridge construction standards for the replacement/reconstruction of bridges in the Town of Kingston Springs and any bridges hereafter constructed within the municipality, the same having been recommended by the Municipal Planning Commission.

2. That the Mayor of the Town of Kingston Springs be authorized to enter into a contract with the firm known as M & K, Inc. for engineering design and inspection services for the reconstruction/replacement of Turnbull Creek Bridge wherein said engineer be compensated by the Town of Kingston Springs at not more than Five (5%) Percent of the total construction cost in a form satisfactory to legal counsel.

3. That the Town of Kingston Springs commit necessary funds in an amount not to exceed Six and one-Quarter (6.25%) Percent of the total cost of reconstruction/replacement of the Turnbull Creek Bridge.

RESOLVED this 19th day of September, 1991.

Resolution 3-91

RESOLUTION OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING THE ISSUANCE OF INTEREST BEARING GENERAL OBLIGATION CAPITAL OUTLAY NOTES, SERIES 1991, IN AN AMOUNT NOT TO EXCEED $50,000, AND PROVIDING FOR THE PAYMENT OF SAID NOTES.

WHEREAS, the Board of Commissioners (the “Board”) of the Town of Kingston Springs, Cheatham County, Tennessee (the “Municipality”), has determined that it is necessary and desirable to authorize, issue, sell, and provide for the payment of its interest bearing capital outlay notes to finance certain public works projects, consisting of the acquisition of a rescue truck for the fire department, and to pay all legal, fiscal, administrative, and engineering costs, incident thereto (collectively, the “Project”), and costs incident to the issuance and sale of the Notes;

WHEREAS, the Municipality finds and determines that the Project is essential to the health, welfare, and safety of the public;

WHEREAS, in order to proceed as expeditiously as possible with such an essential Project, it is necessary that interest bearing capital outlay notes be issued for the purpose of providing funds to finance the Project; and,

WHEREAS, the Municipality is authorized by the provisions of Title 9, Chapter 21, Tennessee Code Annotated, as amended, to issue such notes for said purposes upon the approval of the State of Tennessee Director of Local Finance (the “Director of Local Finance”):

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, CHEATHAM COUNTY, TENNESSEE, AS FOLLOWS:

Section 1. Authority. The Notes herein authorized shall be issued pursuant to Title 9, Chapter 21, Tennessee Code Annotated, as amended, and other applicable provisions of law.

Section 2. Authorization. For the purpose of providing funds to finance the costs of the Project,

there shall be issued pursuant to, and in accordance with, the provisions of Title 9, Chapter 21, Tennessee Code Annotated, as amended, and other applicable provisions of law, the interest bearing capital outlay notes of the Municipality, in the aggregate principal amount of not to exceed Fifty Thousand Dollars ($50,000), or such lesser amount as may be determined by the Mayor of the Municipality (the "Mayor"), at the time of sale (collectively, the "Notes", individually, the "Note"). The term of the Notes shall not exceed the reasonably expected economic life of the Project which is hereby certified to be at least the term of the Notes.

Section 3. Terms of the Notes. The Notes shall be designated "General Obligation Capital Outlay Notes, Series 1991". The Notes shall be issued in registered form, without coupons, in denominations of Five Thousand Dollars ($5,000), or any integral multiple thereof. The Notes shall be numbered from 1 upwards, shall be dated December 15, 1991, shall be sold at not less than the par amount thereof, shall bear interest at a rate not to exceed 7.50% per annum, such interest being payable semiannually on the fifteenth day of June and December of each year (the "Interest Payment Date"), commencing June 15, 1992; and, shall mature serially on the fifteenth day of December in the years and in the aggregate principal amounts set forth below:

Due December	Principal Amount
1992	$10,000
1993	10,000
1994	10,000
1995	10,000
1996	10,000

The Notes shall contain such terms, conditions, and provisions other than as expressly provided or limited herein as may be agreed upon by the Mayor of the Municipality and the purchaser of the Notes.

Interest on the Notes shall be payable by check or other form of draft of the "Note Registrar," as such term is hereinafter defined, deposited by the Note Registrar in the United States mail, first class postage prepaid, in sealed envelopes, addressed to the owners of such Notes, as of the applicable Interest Payment Date, at their respective addresses as shown on the registration books of the Municipality maintained by the Note Registrar as of the close of business fifteen (15) calendar days preceding the next Interest Payment Date. The principal of all Notes shall be payable upon presentation and surrender of such Notes at the principal office of the Note Registrar. All payments of the principal of and interest on the Notes shall be made in any coin or currency of the United States of America which, on the date of payment thereof, shall be legal tender for the payment of public and private debts.

Section 4. Redemption. The Notes shall not be subject to redemption prior to maturity.

Section 5. Execution. The Notes shall be executed in the name of the Municipality; shall bear the manual or facsimile signature of the Mayor; shall be countersigned by the Recorder of the Municipality (the "Recorder") with his or her manual or facsimile signature; and, shall have printed or impressed thereon the official seal of the Municipality. In the event any officer whose signature appears on the Notes shall cease to be such officer, such signature shall nevertheless be valid and sufficient for all purposes. The Notes shall be issued in typed, mimeographed, printed, or photocopied form, or any combination thereof, substantially in the form attached hereto as Exhibit "A", with such minor changes therein or such variations thereof as the Mayor may deem necessary or desirable, the blanks to be appropriately completed by the Mayor prior to the issuance of the Notes.

Section 6. Registration, Negotiability, and Payment. (a) The Recorder of the Municipality is hereby appointed the note registrar and paying agent (the "Note Registrar"), and as such shall establish and maintain suitable books (the "Registration Books") for recording the registration, conversion, and payment of the Notes, and shall also perform such other duties as may be required in connection with any of the foregoing. The Note Registrar is hereby authorized to authenticate and deliver the Notes to the original purchaser thereof, or as he or she may designate, upon receipt by the Municipality of the proceeds of the sale thereof and to authenticate and deliver Notes in exchange for Notes of the same

principal amount delivered for transfer upon receipt of the Notes to be transferred in proper form with proper documentation as herein described. The Notes shall not be valid for any purpose unless authenticated by the Note Registrar by the manual signature of the Note Registrar on the certificate set forth in Exhibit "A" hereto. The Notes shall be fully registered as to both principal and interest and shall be fully negotiable upon proper endorsement by the registered owner thereof. No transfer of any Notes shall be valid unless such transfer is noted upon the Registration Books and until such Note is surrendered, cancelled, and exchanged for a new Note which shall be issued to the transferee, subject to all the conditions contained herein. Principal and interest on the Notes shall be paid at maturity upon presentation or surrender of the Notes at the principal office of the Note Registrar, and payment in such manner shall forever discharge and release the obligation of the Municipality to the extent of the principal and interest so paid.

(b) The Municipality may from time to time at its discretion remove the Note Registrar and appoint a successor Note Registrar to whom all records, documents, and instruments relating to its duties as Note Registrar shall be delivered. Any successor Note Registrar shall be appointed by resolution of the Municipality, and shall be a trust company or bank having the powers of a trust company, having, at the time of such appointment, a combined capital, surplus, and undivided profits aggregating at least Ten Million Dollars ($10,000,000), and be willing and able to accept the office of Note Registrar on reasonable and customary terms, and authorized by law to perform all duties imposed upon it by this Resolution.

(c) In the event that any amount payable on any Note as interest shall at any time exceed the rate of interest lawfully chargeable thereon under applicable law, then any such excess shall, to the extent of such excess, be applied against the principal of such Note as a prepayment thereof without penalty, and such excess shall not be considered to be interest. All rates of interest specified herein shall be computed on the basis of a three hundred sixty (360) day year composed of twelve (12) months of thirty (30) days each.

Section 7. Exchange of Notes. Notes upon surrender thereof at the office of the Note Registrar, together with an assignment of such Notes duly executed by the registered owner thereof, or his, her, or its attorney or legal representative, may be exchanged for an equal aggregate principal amount of Notes of the same maturity, of any denomination or denominations authorized by this Resolution, and bearing interest at the same rate as the Notes surrendered for exchange.

Section 8. Transfer of Notes. Each Note shall be transferable only on the registration books maintained by the Note Registrar at the principal office of the Note Registrar, upon the surrender for cancellation thereof at the principal office of the Note Registrar, together with an assignment of such Note duly executed by the owner thereof or his, her or its attorney or legal representative, and upon payment of the charges hereinafter provided, and subject to such other limitations and conditions as may be provided therein or herein. Upon the cancellation of any such Note, the Note Registrar shall, in exchange for the surrendered Note or Notes, deliver in the name of the transferee or transferees a new Note or Notes of authorized denominations, of the same aggregate principal amount, maturity, and rate of interest as such surrendered Note or Notes, and the transferee or transferees shall take such new Note or Notes subject to all of the conditions herein contained.

Section 9. Regulations with Respect to Exchanges and Transfers. In all cases in which the privilege of exchanging or transferring Notes is exercised, the Municipality shall execute, and the Note Registrar shall deliver, Notes in accordance with the provisions of this Resolution. For every exchange or transfer of Notes, whether temporary or definitive, the Municipality and the Note Registrar may make a charge, unless otherwise herein to the contrary expressly provided, sufficient to pay for any tax, fee, or other governmental charge required to be paid with respect to such exchange or transfer, all of which taxes, fees, and other governmental charges shall be paid to the Municipality by the person or entity requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer.

Neither the Municipality nor the Note Registrar shall be obligated to exchange or transfer any Note during the fifteen (15) calendar days next preceding the maturity date of the Notes.

Section 10. Mutilated. Lost. Stolen, or Destroyed Notes. In the event any Note issued hereunder shall become mutilated, or be lost, stolen, or destroyed, such note shall, at the written request of the regis-

tered owner, be cancelled on the Registration Books and a new Note shall be authenticated and delivered, corresponding in all aspects but number to the mutilated, lost, stolen, or destroyed Note. Thereafter, should such mutilated, lost, stolen, or destroyed Note or Notes come into possession of the registered owner, such Notes shall be returned to the Note Registrar for destruction by the Note Registrar. If the principal on said mutilated, lost, stolen, or destroyed Note shall be due within fifteen (15) calendar days of receipt of the written request of the registered owner for authentication and delivery of a new Note, payment therefor shall be made as scheduled in lieu of issuing a new Note. In every case the registered owner shall certify in writing as to the destruction, theft, or loss of such Note, and shall provide indemnification satisfactory to the Municipality and to the Note Registrar, if required by the Municipality and the Note Registrar.

Any notice to the contrary notwithstanding, the Municipality and all of the officials, employees, and agents thereof, including the Note Registrar, may deem and treat the registered owners of the Notes as the absolute owners thereof for all purposes, including, but not limited to, payment of the principal thereof, and the interest thereon, regardless of whether such payment shall then be overdue.

Section 11. Authentication. Only such of the Notes as shall have endorsed thereon a certificate of authentication, substantially in the form set forth in Exhibit "A" hereto duly executed by the Note Registrar shall be entitled to the' rights, benefits, and security of this Resolution. No Note shall be valid or obligatory for any purpose unless, and until, such certifi-cate of authentication shall have been duly executed by the Note Registrar. Such executed certificate of authentication by the Note Registrar upon any such Note shall be conclusive evidence that such Note has been duly authenticated and delivered under the Resolution as of the date of authentication.

Section 12. Source of Payment and Security. The Notes, as to both principal and interest, shall be payable from ad valorem taxes to be levied on all taxable property within the corporate limits of the Municipality without limitation as to time, rate, or amount. Said Notes shall be a direct general obligation of the Municipality, for which the punctual payment of the principal of and interest on the Notes, the full faith and credit of the Municipality is irrevocably pledged.

Section 13. Levy of Taxes. For the purpose of providing for the payment of the principal of and interest on the Notes, there shall be levied in each year in which such Notes shall be outstanding a direct tax on all taxable property in the Municipality, fully sufficient to pay all such principal and interest falling due prior to the time of collection of the next succeeding tax levy. Said tax shall be assessed, collected, and paid at the time, and in the same manner, as the other taxes of said Municipality, shall be in addition to all other taxes, and shall be without limitation as to time, rate, or amount, and for that purpose there is hereby levied a direct annual tax in such amount as may be found necessary each year to pay said principal of and interest on the Notes maturing in said year. Principal or interest falling due at any time when there shall be insufficient funds on hand from such tax levy for the payment thereof shall be paid from the general fund or other available funds of the Municipality, but reimbursement therefor may be made from the taxes herein provided when the same shall have been collected. Such taxes levied and collected therefor shall be deposited in a special fund to be designated Series 1991 Note Fund (the "Note Fund"), which is hereby authorized to be created, and used solely for the payment of principal of and interest on the Notes as the same shall become due.

Section 14. Approval of Director of Local Finance. Anything herein contained to the contrary notwithstanding, no Notes authorized under this Resolution shall be issued, sold, or delivered, unless and until such Notes shall first have been duly approved by the Director of Local Finance of the State of Tennessee as provided by Section 9-21-601 et. seq., Tennessee Code Annotated, as amended. The Mayor, Recorder, and Town Attorney, are hereby authorized to take or cause to be taken such steps as are necessary to obtain such approval. After the issuance and sale of the Notes, and for each year that any of the Notes are outstanding, the Municipality shall submit its annual budget to the State Director of Local Finance for approval immediately upon the Municipality's adoption of the budget.

Section 15. Sale of Notes. The Notes herein authorized are authorized to be sold by the Mayor at a private sale to either Trust Company Bank, Atlanta, Georgia, or Tennessee Municipal Bond Fund, whichever provides the lowest interest cost to the Municipality, but none of such Notes shall be sold for less than par value thereof and accrued interest.

Section 16. Disposition of Note Proceeds. The proceeds from the sale of the Notes shall be paid to the official of the Municipality designated by law as the custodian of the funds thereof to be deposited in a special fund known as the "1991 Project Fund" (the "Project Fund"), which is hereby authorized to be created, to be kept separate and apart from all other funds of the Municipality. The monies in the Project Fund shall be disbursed solely to finance the Project and to pay the costs of issuance of the Notes, including necessary legal, accounting, engineering, and fiscal expenses, printing, engraving, advertising and similar expense, administrative and clerical costs, fees and other necessary miscellaneous expenses incurred in connection with the issuance and sale of the Notes. Accrued interest paid on the Notes shall be deposited to the Note Fund established in Section 13 hereof and used to pay interest accrued on the Notes on the next Interest Payment Date. Monies in the Project Fund may be invested and shall be secured in the manner prescribed by applicable statutes relative to the investment and securing of public or trust funds. Any monies remaining in the Project Fund after completion of the Project shall be transferred to the Note Fund.

Section 17. Designation of Notes as Qualified Tax-Exempt Obligations. The Municipality hereby designates the Notes as "qualified tax-exempt obligations" within the meaning and for the purpose of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (the "Code").

Section 18. Non-Arbitrage Certification. The Municipality certifies and covenants with the owners of the Notes that so long as the principal of any Note remains unpaid, monies on deposit in any fund or account in connection with the Notes, whether or not such monies were derived from the proceeds of the sale of the Notes or from any other source, will not be used in a manner which will cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Code, and any lawful regulations promulgated thereunder, as the same presently exist, or may from time to time hereafter be amended, supplemented or revised. The Municipality reserves the right, however, to make any investment of such monies permitted by Tennessee law and this Resolution if, when and to the extent that said Section 148 or regulations promulgated thereunder shall be repealed or relaxed or shall be held void by final decision of a court of competent jurisdiction, but only if any investment made by virtue of such repeal, relaxation, or decision would not, in the opinion of counsel of recognized competence in such matters, result in making the interest on the Notes subject to inclusion in gross income of the owners thereof for federal income tax purposes.

The Municipality covenants that it shall comply with Section 148(f) of the Code, unless legally exempted therefrom and it represents that in the event it shall be required by Section 148(f) of the Code to pay "Rebatable Arbitrage," as defined in the regulations promulgated under the Code, to the United States Government, it will make such payments as and when required by said Section 148(f) and will take such other actions as shall be necessary or permitted to prevent the interest on the Notes from becoming subject to inclusion in federal gross income of the owners of the Notes for purposes of federal income taxation.

Section 19. Resolution a Contract. The provisions of this Resolution shall constitute a contract between the Municipality and the owners of the Notes, and after the issuance of the Notes, no change, variation, or alteration of any kind in the provisions of this Resolution shall be made in any manner, until such time as all installments of the principal of and interest on the Notes shall have been paid in full or the consent of the registered owners of the Notes has been obtained; provided, however, that the Municipality is hereby authorized to make such amendments to this Resolution as will not. impair the rights or security of the owners of the Notes.

Section 20. No Action to be Taken Affecting Validity of the Notes. The Municipality hereby covenants and agrees that it will not take any action, that would in any manner affect the validity of the Notes or limit the rights and remedies of the owners from time to time of such Notes. The Municipality further covenants that it will not take any action that will cause the interest on the Notes to be subject to inclusion in gross income of the owners thereof for purposes of federal income taxation.

Section 21,. Miscellaneous Acts. The Mayor, the Recorder, and all other appropriate officials of the Municipality are hereby authorized, empowered, and directed to do any and all such acts and things, and to execute, acknowledge, and deliver all such documents, instruments, and certifications, specifically including but not limited to, making arbitrage certifications and executing a note purchase

agreement in connection with the purchase of the Notes, in addition to those acts, things, documents, instruments, and certifications hereinbefore authorized and approved, as may in their discretion, be necessary or desirable to implement or comply with the intent of this Resolution; or any of the documents herein authorized and approved; or for the authorization, issuance, and delivery of the Notes.

Section 22. Failure to Present Notes. Subject to the provisions of Section 3 hereof, in the event any Note shall not be presented for payment when the principal becomes due at maturity and in the event monies sufficient to pay such Note shall be held by the Note Registrar for the benefit of the owner thereof, all liability of the Municipality to such owner for the payment of such Note shall forthwith cease, terminate, and be completely discharged. Thereupon, the Note Registrar shall hold such monies, without liability for interest thereon, for the benefit of the owner of such Note who shall thereafter be restricted exclusively to such monies for any claim under this Resolution or on, or with respect to, said Note, subject to escheat or other similar law, and any applicable statute of limitation.

Section 23. Payments Due on Saturdays. Sundays. and Holidays. Whenever the interest on or principal of any Note is due on a Saturday or Sunday or, at the place designated for payment, a legal holiday or a day on which banking institutions are authorized by law to close, then the payment of the interest on, or the principal of, such Note need not be made on such date but must be made on the next succeeding day not a Saturday, Sunday, or a legal holiday or a day upon which banking institutions are authorized by law to close, with the same force and effect as if made on the date of maturity; and no interest shall accrue for the period after such date.

Section 24. No Recourse Under Resolution or on Notes. All stipulations, promises, agreements, and obligations of the Municipality contained in this Resolution shall be deemed to be the stipulations, promises, agreements, and obligations of the Municipality and not of any officer, director, or employee of the Municipality in his or her individual capacity, and no recourse shall be had for the payment of the principal of or interest on the Notes or for any claim based thereon or under this Resolution against any officer, director, or employee of the Municipality or against any official or individual executing the Notes.

Section 25. Severability. If any section, paragraph, or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, or provision shall not affect any of the remaining provisions hereof.

Section 26. Repeal of Conflicting Resolutions and Effective Date. All resolutions and orders, or parts thereof, in conflict with the provisions of this Resolution, are, to the extent of such conflict, hereby repealed, and this Resolution shall be in effect as of the date of its adoption the welfare of the Municipality requiring it.

Approved and adopted this 12th day of December, 1991.

Resolutions 1992

Resolution 1-92

A RESOLUTION BY THE MAYOR AND BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS RELATIVE TO SECURING NATURAL GAS SERVICE WITHIN THE CORPORATE LIMITS OF KINGSTON SPRINGS, TENNESSEE.

WHEREAS, the Town of Kingston Springs, in a joint effort with the Town of Pegram, Tennessee, and Greater Dickson Gas Authority, has conducted a feasibility survey of citizens and residents to determine the need for natural gas service within the municipality; and

WHEREAS, it appears a significant number of citizens and residents desire to have natural gas available within the municipality; and

WHEREAS, Greater Dickson Gas Authority has undertaken and reported to the Mayor and Board of Commissioners an economic feasibility study to bring natural gas service to the municipality, said economic feasibility study reveals it would not be economically feasible for Greater Dickson Gas Authority to serve the area at the same rate being charged other customers of the Greater Dickson Gas Authority; and

WHEREAS, the economic feasibility study has been reviewed by the Mayor and Board of Commissioners of the Town of Kingston Springs and based on said report it would be economically feasible to serve the area by establishing a higher rate of Three and OneHalf Cents per therm to serve the area.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of Kingston Springs as follows:

1. The Town of Kingston Springs believes the best interest of its citizens and the community at large would be served by natural gas being available at a rate of Three and One-Half Cents per therm higher than the current customers of Greater Dickson Gas Authority. Further, it is resolved by this body to encourage the Board of Greater Dickson Gas Authority to authorize extension into the Kingston Springs/Pegram area and to propose a franchise agreement to the municipality for consideration.

RESOLVED this 20th day of February, 1992.

Resolution 2-92

A RESOLUTION to authorize and appropriate funds for an actuarial study of the cost(s) associated with participation of a political subdivision in the Tennessee Consolidated Retirement System in accordance with the Title 8 Section 34 through 37 of the Tennessee Code Annotated.

WHEREAS, the Tennessee Code Annotated Section B-35-201 allows a political subdivision to petition the Board of Trustees of the Tennessee Consolidated Retirement System for participation into said system; and

WHEREAS, The Town Of Kingston Springs desires to consider the cost(s) of such coverage effective for all its employees in all of its departments or instrumentalities prior to the final authorization of said coverage; and

WHEREAS, the determination of said cost(s) requires the service of an actuary; and

WHEREAS, the cost of said actuarial study is required to be paid by the political subdivision; now, therefore,

BE IT RESOLVED, That the Board of Commissioners Of The Town Of Kingston Springs of The Town Of Kingston Springs hereby authorizes and appropriates funds for an actuarial study of the cost(s) of participation for said employees in the Tennessee Consolidated Retirement System pursuant to Tennessee Code Annotated Section 8-35-201; and

1. The actuarial study shall include one or more of the following options assuming that (check one or more and complete blanks, if necessary);

   (x) A. No prior service will be established

   ( ) B. The employer will not purchase prior service, but said employer will accept the unfunded liability if the employee should elect to establish up to _ years of prior service.

( ) C. The employer will purchase years of prior service and will accept the unfunded liability if the employee should elect to establish years of additional prior service.

( ) D. The employer will purchase years of prior service and no additional prior service will be established.

( ) E. The employer will purchase all years of prior service.

2. There is hereby appropriated from the general funds such amount required to pay for the cost of said actuarial study.
3. Upon receipt of the determination of such study, the Board Of Commissioners is hereby authorized and directed to pay the cost of said study from the funds herein above appropriated, to the Tennessee Consolidated Retirement System or as directed by the Board of Trustees of said system.

Resolution 3-92

A RESOLUTION AUTHORIZING FILING OF A GRANT APPLICATION WITH THE UNITED STATES DEPARTMENT OF AGRICULTURE DEMONSTRATION TIMBER BRIDGE PROGRAM.

WHEREAS, the United States Department of Agriculture has established a program to fund demonstration timber bridges; and

WHEREAS, there is a need to construct a pedestrian bridge adjacent to Kingston Springs Road over Cowthorne Branch.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE:

That the Mayor is authorized and directed to file a grant application for the construction of a pedestrian timber bridge and associated walking trail improvements in an amount not to exceed $10,000 (Ten Thousand Dollars) and to provide such additional information as may be required in regard to the project.

BE IT FURTHER RESOLVED, that the local match for the grant in an amount greater than or equal to $10,000 (Ten Thousand Dollars) will be provided from the town's general fund for expenditure on the proposed bridge and related trails.

Resolution 4-92

RESOLUTION OF GOVERNING BOARD

WHEREAS, the Department of General Services, Property Utilization Division, by authority of the Federal Property and Administrative Services Act of 1949, as amended, makes available federal surplus personal property to public agencies for public purposes and to nonprofit, tax-exempt health and educational institutions, and

WHEREAS, Town Of Kingston Springs, hereafter referred to as the Applicant, is desirous of utilizing the services and resources of the Department of General Services, Property Utilization Division, hereafter referred to as the State Agency, and

WHEREAS, the Applicant certifies that it is a public agency or nonprofit educational or health institution exempt from taxation under Section 501 of the U.S. Internal Revenue Code of 1954, and

WHEREAS, the Applicant further certifies that the property is needed and will be used for carrying out or promoting for the residents of a given political area one or more public purposes and for no other purpose, or be used for public health or educational purposes including research and for no other purpose, and

WHEREAS, the Applicant agrees that all items of property shall be placed in use for the purposes for which acquired within one year of receipt and shall be continued in use for such purposes for one year from the date the property was placed in use, and in the event the property is not so placed in use, or continued in use, the donee shall immediately notify the State Agency, and return said property to the State Agency, as directed, and

WHEREAS, the Applicant further agrees to adhere to any additional periods of restrictions placed on the property by the State Agency which shall include a total period of use restrictions for at least 18 months on all passenger motor vehicles and other items of property with a unit acquisition cost of $5000 or more; and additional special terms, conditions, reservations and restrictions on aircraft, vessels, special limited or restricted use items, and other items as specified in a Conditional Transfer Document or written on the face of the distribution document, and

WHEREAS, the Applicant further agrees that during the period of restriction, it will not sell, trade, lease, lend, bail, encumber, or otherwise dispose of such property without prior approval of the General Services Administration or the State Agency, and in the event property is so disposed of without prior approval of the General Services Administration or the State Agency, the Applicant will be liable for the fair market value or the fair rental value of such property as determined by the General Services Administration or the State Agency, and

WHEREAS, the Applicant further certifies that it has the necessary funds to pay the handling or service charges or fees assessed by the State Agency and will remit such handling or services charges or fees within 90 days of receipt, and

WHEREAS, it is understood that all property acquired regardless of acquisition cost or service charges will be on an "as is", "where is" basis, without warranty of any kind, and

NOW THEREFORE BE IT RESOLVED THAT:

Charles W. Sleighter, Commissioner

Audrey Beck, City Manager

Joe D. Cron, Director Of Public Works

Richard Turner, Fire Chief

Larry Turner, Maintenance Officer

is (are) authorized as a legal representative of this organization and its Governing Board, and its heirs, assigns, and successors forever, to act on its behalf in acquiring federal surplus property and so obligate said organization and Governing Board to the certifications and agreements contained in this document and on the distribution document; and that such person or persons are further authorized, at his or her discretion, to further delegate this authority to any employee of the Applicant for the purpose of acquiring surplus property for use by the Applicant organization, and

That this authorization shall remain in full force and effect until revoked or revised by written notice of the Applicant to the State Agency. It is the responsibility of the Applicant to notify the State Agency of any changes of the above named representatives.

This authorization or resolution has been adopted by the Governing Board at a regular or called meeting, thereof, held on the 20th day of February, 1992 and has been approved and placed in the minutes of said meeting.

Resolution 5-92

FIVE-YEAR CAPITAL OUTLAY NOTES - PRIVATE SALE Exhibit G

RESOLUTION OF THE GOVERNING BODY OF Tam Of Kingston Springs , TENNESSEE, AUTHORIZING THE ISSUANCE, SALE, AND PAYMENT OF INTEREST-BEARING Rescue Pumper CAPITAL OUTLAY NOTES NOT TO EXCEED $50,000.00

WHEREAS, the Governing Body of Tam OfKingston Erirgs , Tennessee, (the "Local Government") has determined that it is necessary and desirable to Rescue Rnper (the "Project") for the benefit of the citizens of the Local Government; and

WHEREAS, the Governing Body has determined that the Project will promote or provide a traditional governmental activity or otherwise fulfill a public purpose; and

WHEREAS, under the provisions of Parts I, IV and VI of Title 9, Chapter 21, Tennessee Code Annotated (the "Act"), local governments in Tennessee are authorized to finance the cost of this Project through the issuance and sale of interest-bearing capital outlay notes upon the approval of the State

Director of Local Finance; and

WHEREAS, the Governing Body finds that it is advantageous to the Local Government to authorize the issuance of capital outlay notes to finance the cost of the Project;.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of Town Of Kingston Springs, Tennessee, as follows:

Section 1. That, for the purpose of providing funds to finance the cost of the Project in and for the Local Government, the Mayor of the Local Government is hereby authorized in accordance with the terms of this resolution to issue and sell interest bearing capital outlay notes in a principal amount not to exceed Fifty Thousand Dollars ($ 50,000.00) (the "Notes") at a private negotiated sale upon approval of the State Director of Local Finance pursuant to the terms, provisions, and conditions permitted by law. The Notes shall be designated " Rescue Rnper Capital Outlay Notes, Series 1992"; shall be numbered serially from 1 upwards; shall he dated as of the date of issuance; shall be in denomination(s) as agreed upon with the purchaser; shall be sold at not less than 99% of par value and accrued interest; and shall bear interest at a rate or rates not to exceed seven & one-half per cent (7 1/2 %) per annum, and in no event shall the rate exceed the legal limit provided by law.

Section 2. That, the Notes shall mature not later than five (5) years after the date of issuance and that the Notes shall be amortized in an amount reflecting at least level debt service on the Notes with an assumed interest rate of 7 1/2% according to the following schedule:

Year	Principle Amount
1	$10,000.00
2	$10,000.00
3	$10,000.00
4	$10,000.00
5	$10,000.00

The Notes shall not exceed the reasonably expected economic life of the Project, which is hereby certified by the Governing Body to be at least 5 years.

Section 3. That, the Notes shall be subject to redemption at the option of the Local Government, in whole or in part, at any time, at the principal amount and accrued interest to the date of redemption, without a premium, or, if sold at par, with or without a premium of not exceeding one percent (1%) of the principal amount.

Section 4. That, the Notes shall be direct general obligations of the Local Government and the Local Government hereby pledges its taxing power as to all taxable property in the Local Government for the purpose of providing funds for the payment of principal of and interest on the Notes. The Governing Body of the Local Government hereby authorizes the levy and collection of a special tax on all taxable property of the Local Government over and above all other taxes authorized by the Local Government to create a sinking fund to retire the Notes with interest as they mature in an amount necessary for that purpose.

The Notes shall be further secured by (DOES NOT APPLY) (If the revenues generated by the Project are to be applied as additional security for the Notes, describe such revenues here.)

Section 5. That, the Notes shall be executed in the name of the Local Government and bear the manual signature of the chief executive officer of the Local Government and the manual signature of the City Recorder with the Local Government seal affixed thereon; and shall be payable as to principal and interest at the office of the City Recorder of the Local Government or the paying agent duly appointed by the Local Government. Proceeds of the Notes shall be deposited with the City Recorder of the Local Government and shall be paid out for the purpose of financing the Project pursuant to this Resolution and as required by law.

Section 6. That, the Notes will be issued in fully registered form and that at all times during which any Note remains outstanding and unpaid, the Local Government or its agent shall keep or cause to

be kept at its office a note register for the registration, exchange or transfer of the Notes. The note register, if held by an agent of the Local Government, shall at all times be open for inspection by the Local Government or any duly authorized officer of the Local Government. Each Note shall have the qualities and incidents of a negotiable instrument and shall be transferable only upon the note register kept by the Local Government or its agent, by the registered owner of the Note in person or by the registered owner's attorney duly authorized in writing, upon presentation and surrender to the Local Government or its agent together with a written instrument of transfer satisfactory to the Local Government duly executed by the registered owner or the registered owner's duly authorized attorney. Upon the transfer of any such Note, the Local Government shall issue in the name of the transferee a new registered note or notes of the same aggregate principal amount and maturity as the surrendered Notes. The Local Government shall not be obligated to make any such Note transfer during the fifteen (15) days next preceding an interest payment date on the Notes or, in the case of any redemption of the Notes, during the forty-five (45) days next preceding the date of redemption.

Section 7. That, the Notes shall be in substantially the form attached hereto and shall recite that the Notes are issued pursuant to Title 9, Chapter 21, Tennessee Code Annotated.

Section 8. That, prior to the sale of the Notes, the Local Government shall submit a copy of this resolution authorizing the Notes to the State Director of the Local Finance for approval and a copy of the proposed disclosure statement, if any, and a statement showing the estimated annual principal and interest requirements for the Notes and a detailed statement showing the estimated cost of issuance which shall include at least the following, if applicable: (1) fiscal agent and/or financial advisor fees; (2) bond counsel fees; (3) other legal charges if any; (4) credit enhancement fees; (5) trustee fees; (6) registration fees; (7) paying agent fees; (8) rating agency fees; (9) underwriters' discount or charges; (10) remarketing agent fees; (11) printing, advertising and other expenses, together with any other information deemed pertinent to the Note issue by the Local Government.

In its request for approval, the Local Government shall state and demonstrate that the proposed private negotiated sale is feasible and in the best interest of the Local Government and that the Local Government should be able to amortize the proposed indebtedness together with all the obligations then outstanding.

Section 9. That, the Notes shall be sold only after the receipt of the written approval of the State Director of Local Finance for the sale of the Notes.

Section 10. That, after the issuance and sale of the Notes, and for each year that any of the Notes are outstanding, the Local Government shall submit its annual budget to the State Director of Local Finance for approval immediately upon the Local Government's adoption of the budget.

Section 11. That, all orders or resolutions in conflict with this Resolution are hereby repealed insofar as such conflict exists. This Resolution shall become effective immediately upon its passage.

Duly passed and approved this 16th day of April, l992.

Resolution 6-92

A RESOLUTION OF THE TOWN OF KINGSTON SPRINGS RELATIVE TO WASTE WATER TREATMENT FACILITIES USER RATES.

WHEREAS, the Town of Kingston Springs has heretofore implemented a waste water treatment facility for treatment of sewage and waste water; and

WHEREAS, the Town must and State law requires that the operation of any waste water treatment facility be self-sustaining, it appears necessary for the Mayor and Board of Commissioners, in conformity with State law and provisions of the grants and bonds to which the Town is committed, to modify and increase the existing user rates; and

WHEREAS, upon adoption of this Resolution, all prior Ordinances and Resolutions in conflict herewith are deemed to be repealed.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of Kingston Springs as follows:

1. That from and after July 1, 1992, effective with the next billing cycle for waste water treatment facility customers of the Town of Kingston Springs, the user rates to be charged are, to wit:

Base minimum $3.86

First 2,000 gallons 2.88

Next 2,000 gallons 4.23

Next 8,000 gallons 4.27

Over 12,000 gallons 4.28

All rates are on a per 1,000 gallons basis

Those residents and businesses who do not receive domestic water from Second South Cheatham Utility District, but which have sewer service provided by the Town of Kingston Springs shall be charged at the rate of $10.30 per month.

2. That, upon the effective date of this Resolution, all prior Ordinances and Resolutions in conflict herewith are deemed to be repealed.

3. That, upon adoption, this Resolution shall be immediately transmitted by the City Manager or City Recorder to Second South Cheatham Utility District for implementation as it relates to billing and collection.

4. That this Resolution shall take effect from and after July 1, 1992, on the next billing cycle for waste water treatment facility customers of the Town of Kingston Springs, Tennessee.

RESOLVED this 18th day of June, 1991.

Resolution 7-92

A RESOLUTION OF THE MAYOR AND BOARD OF COMMISSIONERS APPROVING A PROPOSAL SUBMITTED BY THE TENNESSEE DEPARTMENT OF TRANSPORTATION TO THE TOWN OF KINGSTON SPRINGS, TENNESSEE, TO CONSTRUCT A BRIDGE ACROSS THE HARPETH RIVER ON STATE ROUTE 249 IN THE CITY OF PEGRAM AND IN THE CITY OF KINGSTON SPRINGS, TENNESSEE WHEREBY THE TOWN OF KINGSTON SPRINGS WOULD BE BOUND TO THE TERMS OF SAID PROPOSAL.

WHEREAS, the Tennessee Department of Transportation has submitted to the Town of Kingston Springs, Tennessee a proposal to construct a project designated as 11024-2216-94, BR-249(5) on State Route 249 across the Harpeth River at Log Mile 2.57 lying in Cheatham County within the Towns of Pegram and Kingston Springs, Tennessee; and

WHEREAS, in order to proceed with the aforesaid project it is necessary for the municipality to approve a written proposal submitted by the Department of Transportation, a copy of which is attached hereto and incorporated by reference, together with all documents referred to therein; and

WHEREAS, it is in the best interest of the municipality to enact a resolution adopting and approving the terms of the proposal in order to proceed toward construction and replacement of the existing bridge on State Route 249.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of Kingston Springs, Tennessee as follows:

1. That the proposal of the Department of Transportation of the State of Tennessee to the City of Kingston Springs, Tennessee, as set forth in writing and executed on the 15th day of May, 1992 by its Commissioner and as approved by its Staff Attorney, be accepted by the Town of Kingston Springs, Tennessee in order to facilitate the construction of replacement of a bridge and other roadway improvements on State Route 249 within the municipal limits of the Town of Kingston Springs, Tennessee.

2. The Town of Kingston Springs, Tennessee incorporates by reference all of the terms and conditions set forth in the proposal to the municipality and agrees to be bound to the same.

3. That the City Recorder forthwith transmit to the Tennessee Department of Transportation a certified copy of this resolution to reflect the legislative action taken by the municipality.

RESOLVED this 17th, day of September, 1992.

Resolutions 1993

Resolution 1-93

A RESOLUTION BY THE TOWN OF KINGSTON SPRINGS, TENNESSEE, RATIFYING THE ADOPTION OF THE LAND USE POLICY PLAN BY THE KINGSTON SPRINGS MUNICIPAL PLANNING COMMISSION.

WHEREAS, the Town of Kingston Springs, Tennessee, has an active Municipal Planning Commission which has heretofore adopted a Land Use Plan Map; and

WHEREAS, the Town of Kingston Springs Municipal Planning Commission did, on January 14, 1993, in regular session, adopt a Land Use Policy Plan to aid future development within the municipality, setting forth goals, environmental policies, residential, commercial and industrial development policies, together with community facility, transportation and utility policies for development; and

WHEREAS, the Land Use Policy Plan adopted by the Municipal Planning Commission was adopted in open session following duly advertised public hearing; and

WHEREAS, the Board of Commissioners of the Town of Kingston Springs is the governing body of the municipality and this resolution ratifies the adoption of the Land Use Plan to be the Land Use Policy Plan of the municipality to conform with the action taken by the Municipal Planning Commission.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

The Land Use Policy Plan adopted by the Kingston Springs Municipal Planning Commission on January 14, 1993, is here and now ratified by the governing body as the Land Use Policy Plan for the municipality with this resolution conforming with the action taken by the Municipal Planning Commission. A copy of the duly adopted Land Use Policy Plan is attached hereto and incorporated by reference herein.

RESOLVED this 21st day of January, 1993.

LAND USE POLICY PLAN

KINGSTON SPRINGS, TENNESSEE

The task of making zoning and subdivision decisions which by and large determine how people may or may not use their land is a massive one for any community. It is therefore incumbent upon the planning commission and the legislative body to give careful scrutiny to each property owner's request. However, it is also extremely important that the interests of the entire community are considered so that individual development decisions fit into the goals and plans for the future of the town. In addition to reviewing individual requests, the planning commission must formulate and implement development policies that provide guidance into the future. Therefore, the land use policies enumerated below are intended to give guidance to those individual decisions and develop a total framework for the future.

A fundamental problem of land development in the community is the introduction of unexpected and large-scale change. In confronting this problem community leaders must generally perform a delicate balancing act. They must strive to maintain community stability and provide direction to new growth so that overall goals are achieved while at the same time adapting their plans to provide for the flexibility needed in a dynamic market environment. Many forces instigating change originate outside the community, and consequently are difficult to anticipate. Nevertheless, the planning commission must provide sufficiently flexible land use policies to accommodate change and provide the continuity and stability so that investments can be made with predictability, and community goals realized.

A policy plan is not a precise forecast for future development. In a private market economy some land use changes can't be forced to occur; however, it does provide a medium for guiding decision-makers in their efforts to manage and direct community development. Ideally, the land use plan identifies specific goals of the community and then relates general policies for achieving them. The goals and policies are then carried out through the use of the zoning ordinance, subdivision regulations, utility installations, and capital improvements program and budget.

The Town of Kingston Springs is located approximately twenty-one miles west of Nashville, Tennessee In Southwest Cheatham County. The Town borders the Town of Pegram on the east and the

Harpeth River on the North. Kingston Springs has several main roadways which serve the area. The principal east-west roadways are Kingston Springs road and State Route 249. Interstate 40 provides easy access east and west via the interchange at Luyben Hills Road. Kingston Springs had a population of 1017 persons in 1980 which increased approximately 53 percent to a total population figure of 1529 in 1990. A continuation of this rapid growth rate is projected to continue as indicated by projections prepared by the Greater Nashville Regional Council. According to these projections, Kingston Springs, will attain a total population of 2293 by the year 2000, increasing to approximately 3157 persons by the. year 2010. These figures will of course be on the low side if the community is successful in annexing a large amount of territory which now is situated outside the current corporate limits.

Kingston Springs features two primary commercial areas. The smaller is located downtown and involves less than six commercial enterprises. It constitutes the focal point of the community in terms of civic functions. This area contains the town's library and town hall, as well as the community's fire hall.

The other primary area of commercial concentration is the Interstate 40 - Luyben Hills Roads area. Three gas stations, two motels, two markets, and three other establishments are located on the north side of the 1-40 Interchange. A veterinarian's office and a construction company is located within this area on the southeast quadrant of Interstate 40.

There are two major industrial sites situated within the community. One industrial site occupies a tract of land across from City Hall. The other is located on a tract of land located at the southwestern quadrant of Interstate 40.

Most of the remaining land area inside and surrounding the city limits however is residential or agricultural, with very steep slopes occupying much of the land area. In this respect, elevations in Kingston Springs range from 480 at the Harpeth River to 820 on the highest peaks. Steep slopes occur near the ridgetops and adjacent to the smaller streams. Accordingly, drainage occurs into Turnbull, Cowthorn, and several unnamed creeks and drainage ditches which subsequently feed into the scenic Harpeth River.

The population growth in Kingston Springs is extremely sensitive to the availability of sewers due to the inability of soils to adequately accommodate septic tanks. The availability of sewers will act to stimulate commercial development within and adjacent to the Kingston Springs 1-40 Interchange area over the next few years. Nevertheless, minimal opportunities for commercial development occur elsewhere inside the current Kingston Springs corporate limits.

As the city grows, there will be more change introduced into the community. Existing rural, open areas will be built upon. Infill projects will occur in existing built-up areas. More traffic will occupy the streets, and demands on city services will increase. It is, therefore, essential that basic goals and policies be developed and implemented to guide future development.

GENERAL GOALS

The following listing of general goals provides overall direction to the land use policies and to the decision-making process.

* Preserve the separate and unique identity of the Town of Kingston Springs.
* Provide a high level of public services for the citizenry.
* Preserve the stability, integrity, and property values of viable residential neighborhoods.
* Promote high quality commercial and industrial development. *Encourage and promote overall community beautification.
* Encourage and promote redevelopment and beautification of the central business area of the community.
* Preserve the floodplains and steep slopes in a natural open space setting.

LAND USE POLICIES

The policies which follow hereafter are an addendum to, and form the framework for the Land Use Plan Map of Kingston Springs. This map plan indicates general locations for the different types of land uses. These locations were selected on the basis of their qualities as places to live, availability of utili-

ties, physiographic characteristics of the land, existing development trends, transportation influences, and plans of adjoining governmental jurisdictions.

POLICIES FOR RESIDENTIAL DEVELOPMENT

The plan recommends general densities at which residential development should occur. These recommendations are based upon analyses of past and current patterns of development, availability of sanitary sewers, land character, various community goals and values, and other factors. The densities are classified into four general categories as follows:

Low Density.....3 - 1.0 dupa*

Low Medium Density..... 1.0 - 1.4 dupa

Medium Density..... 1.4 - 5.8 dupa

High Density .....5.8 - 14.5 dupa

*dwelling units per acre

Residential areas are further classified as either “residential conservation or “residential development.” Conservation areas are those neighborhoods which , are predominantly developed and should be protected. Development areas are those where new development or redevelopment can be permitted at varying densities.

1. Residential conservation areas should be protected from encroachment by incompatible activities. Prevailing lot sizes and densities are to be maintained, and any infill development should occur in a similar pattern.
2. Residential development areas should be permitted to develop at a density appropriate for the area. Where sewer is available, low medium density subdivisions may occur. Medium density development should be primarily restricted to residential conservation areas and should provide transition from low the higher density areas.
3. Residential densities in development areas without sewer availability should be one dwelling unit per acre or less. As public sanitary sewer is provided, higher densities may be considered based on a transition to the next higher density category.
4. Planned unit developments should be encouraged in the medium and high density categories. These developments should be located with direct access to a major street with no traffic routed through existing neighborhoods. Design controls should be exercised through the PUD review process, and through local planning staff implementation recommendations.
5. Overzoning, i.e., zoning districts which have lot size requirements smaller than the prevailing developed lot size, should be discouraged and corrected as opportunities exist.

ENVIRONMENTAL POLICIES

1. Land immediately adjacent to streams should be left in a natural state to control erosion and sedimentation of such streams. Natural drainage courses should not be altered except when absolutely necessary. All such stream and drainage ways should be incorporated into a development design that uses such areas as amenities.
2. Floodplain areas should be limited in development intensity to those activities that do not obstruct flood flows. No construction should be permitted that will materially increase the degree of flooding. 3. Construction on slopes greater than 20 percent should be strictly controlled to avoid soil slippage and slump. Public roads should generally not be constructed on grades in excess of 10 percent, and prohibited on grades in excess of 12 percent.
4. Construction should be strictly regulated in areas characterized by unstable soils such as Bodine, Sulfura and Dellrose, and unstable geologic formation such as Chattanooga Shale.
5. Strict performance standards should be enforced for all industrial, commercial and residential activities to control and reduce noise, •vibration, glare, air pollution, and storage of toxic or hazardous materials.

6. Natural vegetation should be preserved as much as possible throughout sensitive design and development practices. The siting and the community utilizing scale of all structures and roads should be harmonious with and sensitive to the character of the entire area, and an asset to the site on which it is located.
7. Landscaping should be incorporated into all development activities, both interspersed throughout the site, and to be used as transitional screening between residential and commercial areas. Landscaping plans should include shade trees as well as other plants.
8. A street tree program should be instituted to encourage the preservation of existing trees on public rights-of-way, as well as on adjacent private land. The planting of additional trees which are appropriate to the streetscape should also be encouraged.

COMMERCIAL DEVELOPMENT POLICIES

If growth in the town continues as expected, demands for commercial development will increase as well. Due to the fact that the nearby Bellevue Mall area serves a large regional market, the Town of Kingston Springs is impacted by regional trends and activities which take place in a much wider geographical area. It is important, therefore, to formulate policies to accommodate the orderly expansion of commercial areas while reducing the adverse impact that such development can bring. Additionally, these policies should recognize the implication of specific types of commercial uses on adjacent property and on overall community development. Improper siting of commercial activities generally causes incompatible land use relationships, congestion, noise, and other blighting influences.

The following policies summarize the Kingston Springs. Planning Commission's recommendations for attaining quality commercial development at appropriate locations.

1. Redevelopment of marginal and run-down businesses should be encouraged. This is especially desirable in the central business district.
2. Those areas of the community currently zoned C-i should not be expanded.
3. Whenever possible planned concentrations of new commercial uses should be promoted to effectuate the efficient provision of servicing utilities, the facilitation of an aesthetic environment, and the reduction of traffic conflicts.
4. Additional strip type commercial developments should be carefully analyzed with regard to their feasibility vis a vis their costs to the community. Whenever possible, these type developments should be prohibited.
5. All areas of commercial concentration should be located near to interchanges and major streets that can handle the traffic to be generated. All urban services are required to service such concentrations.
6. Whenever feasible, frontage roads should be developed to access areas of commercial concentration that may be developed or re-developed along streets which are already congested with traffic.
7. Landscaping should be a priority in all commercial developments.
8. Isolated commercial developments located in residential areas should be permitted only when market feasibility studies or other pertinent information can demonstrate a real need or over-riding benefit to the public welfare. Such developments should be limited to those allowed in the neighborhood service-business uses zoning classification. The location of commercial uses which fall under the scope of the highway services zoning district should be discouraged in isolated spots zoned non-commercial. The exception to this is commercial development situated within planned unit developments.
9. Commercial development bordering residential areas should be adequately screened and buffered.

INDUSTRIAL LOCATION REQUIREMENTS AND DEVELOPMENT POLICIES

Locations for industry are in many ways more critical than other land uses. The potential for adverse off-site impacts including generation of truck traffic, noise, pollution, large building mass, and other

impacts is greater for industrial activities. Also, the land requirements are more demanding. When considering industrial land needs and allocations, it should be emphasized that those sites which meet the critical location requirements must be carefully protected, so when development occurs, it maybe constructed in such ways that will reduce adverse effects.

LOCATION REQUIREMENTS

Industrial concerns have certain locational requirements which if not met can cause a community undue consternation. These requirements include the following;

1. Reasonably level land, preferably with not more than five percent slope, capable of being graded without undue expense.
2. Direct access to commercial transportation facilities including rail and major highway. Some may require waterway transportation as well.
3. Locations within easy commuting distances of the potential labor force.
4. The availability of utilities at or near the site including power, water and sewerage, and waste disposal facilities.
5. Compatibility with surrounding uses with possibilities of protective belts of open space, and development of industrial parks.

INDUSTRIAL LAND POLICIES

The following land utilization policies should be followed within the community:

1. Only industries which can be accommodated in a planned environment on relatively small sites should be considered.
2. Performance standards should be enforced in order to mitigate the adverse effects of industrial activities. Such standards should control such things as smoke and particulate matter, vibration, noise, odor, light, glare, and toxic or hazardous materials. 3. Industrial activities should generally be separated from residential activities, and design techniques should be required which minimize intrusions into residential or other non-industrial land uses, including extensive screening and buffering.
4. All industrial activities with obnoxious, hazardous, or high off-site impact characteristics should be discouraged.
5. There should be no expansion within the community of areas zoned heavy industrial.

COMMUNITY FACILITY POLICIES

Community facility activities include those uses which provide various kinds of services to the public such as governmental services, cultural and religious activities, health care and social services, institutional uses and noninstitutional civic activities. They can have significant impact in the area in which they are located. At times a site specific analysis is required in order to determine the appropriateness of the location.

1. Governmental services by their nature must be located in an area appropriate for the service provided.
2. Non-institutional civic as well as cultural and religious activities should locate within or adjacent to commercial areas and may be used as buffers between commercial and residential areas.
3. Intense institutional activities should have locations with major street access, with adequate traffic circulation patterns being designed so that they are located internal to the. site.
4. Future expansions encroaching into adjacent noninstitutional areas should be avoided.

OTHER POLICY CONSIDERATIONS

Many activities not directly related to land use have an impact on land use patterns and changes. Such functional areas as the location of schools, construction or roads, construction of sewer trunk lines, and the timing of other improvements can have a profound impact on land use. Thus, this section of general policies provides recommendations for some of these peripheral areas.

TRANSPORTATION

The development of land should be coordinated with the development of street and highway systems. The capacity of a street or intersection should be a-factor in determining the justification for rezoning.

Developers should pay for and install all necessary traffic control devices.

Private roads constructed in planned unit developments, or where permitted, should meet city specifications.

Traffic safety should be improved by the reduction of sign clutter along streets and highways.

UTILITY SYSTEMS

To a large degree, the presence of public water, sewerage facilities, and electrical services determine the location, timing, and intensity of development. The construction of these utility systems can be made to act either as a control device or as a stimulant to growth.

Kingston Springs provides sewer services within the city; however, water service is provided by a private utility district which was in existence prior to the creation of the town. it is therefore difficult for the town to institute comprehensive utility policies. For example, improved fire flows cannot be achieved without the agreement and cooperation of the utility district.

Sewer improvements are however, within the purview of the city, and it is the availability of sewer which determines the intensity of land development.

POLICIES RELATING TO UTILITIES

The following policies are stated to cover all available utilities::

1. All new developments within the sewer service area should be connected to the sanitary sewer system. Where extension of sewers is not economically feasible, development should be permitted only at very low densities.
2. Future fire flow requirements should be considered whenever water system improvements are made.
3. All new water line installations should be of sufficient size to provide the required fire flow plus potable water, and fire hydrants should be spaced so that no home is farther than 500 feet from a fire hydrant.
4. Water systems in commercial developments should be based on the appropriate fire flow requirements.

Resolution 2-93

A RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED ONE MILLION ONE HUNDRED THOUSAND DOLLARS ($1,100,000) IN AGGREGATE PRINCIPAL AMOUNT OF SEWER SYSTEM REVENUE AND TAX REFUNDING BONDS, SERIES 1993 OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE; MAKING PROVISION FOR THE ISSUANCE, SALE AND PAYMENT OF SAID BONDS; ESTABLISHING THE TERMS THEREOF AND THE DISPOSITION OF PROCEEDS THEREFROM; PROVIDING FOR THE COLLECTION AND DISPOSITION OF REVENUES FROM THE SEWER SYSTEM OF THE MUNICIPALITY; AND PROVIDING FOR THE LEVY OF TAX UNDER CERTAIN CONDITIONS FOR THE PAYMENT OF PRINCIPAL OF, PREMIUM, IF ANY, AND INTEREST ON THE BONDS.

WHEREAS, the Town of Kingston Springs, Tennessee (the “Municipality”) is duly incorporated pursuant to Tennessee Code Annotated, Sections 6-18-101, et. sec., as amended; and

WHEREAS, the Municipality is authorized by Sections 9-21-101 et se ., Tennessee Code Annotated, to issue, by resolution, bonds to refund, redeem or make principal and interest payments on bonds or other obligations previously issued by the Municipality; and

WHEREAS, the Municipality has authorized and issued its $1,110,000 Sewer System Revenue and Tax Deficiency Bonds, Series 1988 (the “Outstanding Bonds”); and

WHEREAS, the Outstanding Bonds can now be refinanced at a lower net interest cost, thereby effecting a cost savings to the public; and

WHEREAS, the Board of Commissioners of the Municipality has determined that it would be advantageous to the Municipality if the Outstanding Bonds were refunded and redeemed at its earliest optional redemption date; and

WHEREAS, the plan for the refunding of the Outstanding Bonds has been submitted to the State Director of Local Finance as required by Section 9-21-903, Tennessee Code Annotated, and he has issued his report thereon; and

WHEREAS, it is the intention of the Board of Commissioners to adopt this resolution for the purpose of authorizing $1,100,000 in aggregate principal amount of said revenue and tax deficiency bonds to effect said refunding, providing for the issuance, sale and payment of said bonds, establishing the terms thereof and the disposition of proceeds therefrom, and providing for the levy of a tax under certain conditions for the payment of principal thereof, premium, if any, and interest thereon. NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

Section 1. Authority. The bonds authorized by this resolution are issued pursuant to Sections 9-21-101 et sea., Tennessee Code Annotated, and other applicable provisions of law.

Section 2. Definitions. The following terms shall have the following meanings in this resolution unless the text expressly or by necessary implication requires otherwise:

(a) "the Bonds" shall mean the not to exceed $1,100,000 Sewer System Revenue and Tax Refunding Bonds, Series 1993 of the Municipality, to be dated March 1, 1993, authorized to be issued by this resolution;

(b) "the Code" shall mean the Internal Revenue Code of 1986;

(c) "Current Expenses" shall mean the reasonable and necessary costs of operating, maintaining, repairing and insuring the System, including the cost of salaries, wages, cost of material and supplies and insurance premiums, but shall exclude depreciation and debt service;

(d) "the Governing Body" shall mean the Board of Commissioners of the Municipality;

(e) "Gross Earnings" shall mean all revenues, rentals, earnings and income of the System from whatever source, including all revenues derived from the operation of the System, including tapping privileges and meter and hydrant fees reported as contributions in aid of construction; proceeds from the sale of property; proceeds of insurance and condemnation awards and compensation for damages, to the extent not applied to the• payment of the cost of repairs, replacements and improvements; and all amounts realized from the investment of funds of the System, including money in any accounts and funds created by this resolution and resolutions authorizing any Parity Bonds or subordinate lien bonds (excluding any investment earnings from funds created to refund any outstanding bonds of the System);

(f) "the Municipality" shall mean the Town of Kingston Springs, Tennessee;

(g) "Net Revenues" shall mean Gross Earnings of the System, less Current Expenses;

(h) "the Outstanding Bonds" shall mean the Municipality's outstanding $1,110,000 Sewer System Revenue and Tax Deficiency Bonds, Series 1988; (i) "Parity Bonds" shall mean bonds issued on a parity with the Bonds herein authorized in accordance with the restrictive provisions of Section 7 hereof;

(j) "the Registration Agent" shall mean First American Trust Company, N.A., Nashville, Tennessee, or any successor designated by the Governing Body; and

(k) "the System" shall mean the complete sewer system of the Municipality and all sewer system properties of every nature hereafter owned by the Municipality, including all improvements and extensions made by the Municipality while the Bonds remain outstanding, and including all real and personal property of every nature comprising part of or used or useful in connection with the sewer system, and including all appurtenances, contracts, leases, franchises and other intangibles.

Section 3. Findings of the Governing Body. It is hereby found and determined by the Governing Body as follows:

(a The refunding of the outstanding Bonds as set forth herein through the issuance of the Bonds will result in a reduction in debt service payable by the Municipality over the term of the Outstanding Bonds, thereby effecting a cost savings to the public.

(b) It is advantageous to the Municipality to use proceeds from the sale of the Bonds, together with other available funds of the Municipality, if any, to pay principal of, premium, if any, and interest on the outstanding Bonds.

Section 4. Authorization and Terms of the Bonds. For the purpose of providing funds to provide a portion of the funds for the payment of principal of and premium and interest on the Outstanding Bonds to redemption and the payment of legal, fiscal, administrative and engineering costs incident thereto and incident to the issuance and sale of the Bonds as more fully set out in Section 12 hereof, there is hereby authorized to be issued revenue and tax deficiency bonds of the Municipality in the aggregate principal amount of $1,100,000. The Bonds shall be issued in fully registered form, without coupons, shall be known as "Sewer System Revenue and Tax Refunding Bonds, Series 1993," and shall be dated March 1, 1993. The Bonds shall bear interest at a rate or rates not exceeding eight (8%) per annum, payable semi-annually on March 1 and September 1 in each year, commencing September 1, 1993. The Bonds shall be issued initially in $5,000 denominations or integral multiples thereof as shall be requested by the purchaser thereof. The Bonds shall mature serially and be payable on March 1 and September 1 of each year as follows:

Year	Amount
3/01/94	$35,000
9/01/94	25,000
3/01/95	20,000
9/01/95	25,000
3/01/96	25,000
9/01/96	25,000
3/01/97	25,000
9/01/97	25,000
3/01/98	25,000
9/01/98	25,000
3/01/99	30,000
9/01/99	30,000
3/01/00	30,000
9/01/00	30,000
3/01/01	35,000
9/01/01	35,000
3/01/02	35,000
9/01/02	35,000
3/01/03	35,000
9/01/03	40,000
3/01/04	40,000
9/01/04	40,000
3/01/05	40,000
9/01/05	45,000
3/01/06	45,000
9/01/06	45,000

3/01/07	50,000
9/01/07	50,000
3/01/08	55,000
9/01/09	100,000

Bonds maturing on or before March 1, 1998 shall mature without option of prior redemption. Bonds maturing on March 1, 1999 and thereafter shall be subject to redemption prior to maturity at the option of the Municipality on or after March 1, 1998 as a whole or in part on any interest payment date at the prices set forth below (expressed as percentages of principal amount) plus interest accrued to the redemption date:

Redemption Date (dates inclusive)	Redemption Price
March 1, 1998	102%
September 1, 1998	101-3/4%
March 1, 1999	101-1/2%
September 1, 1999	101-1/4%
March 1, 2000	101%
September 1, 2000	100-3/4%
March 1, 2001	100-1/2%
September 1, 2001	100-1/4%
March 1, 2002 and thereafter	100%

Notice of call for redemption shall be given by the Registration Agent on behalf of the Municipality not less than thirty (30) nor more than sixty (60) days prior to the date fixed for redemption by sending an appropriate notice to the registered owners of the Bonds to be redeemed by first-class or certified mail, as the Registration Agent shall elect, postage prepaid, at the addresses shown on the Bond registration records of the Registration Agent as of the date of the notice; but neither failure tp mail such notice nor any defect in any such notice so mailed shall affect the sufficiency of the proceedings for redemption of any of the Bonds for which proper notice was given. The Registration Agent shall mail said notices as and when directed by the Municipality pursuant to written instructions from the Municipality pursuant to written instructions from the Municipality given at least forty-five (45) days prior to the redemption date (unless a shorter notice shall be satisfactory to the Registration Agent). From and after any redemption date, all Bonds called for redemption shall cease to bear interest if funds are available at the office of the Registration Agent for the payment thereof and if notice has been duly provided as set forth herein.

The Municipality shall appoint the Registration Agent as registration and paying agent with respect to the Bonds and hereby authorizes and directs the Registration Agent to maintain Bond registration records with respect to the Bonds, to authenticate and deliver the Bonds as provided herein, either at original issuance, upon transfer, or as otherwise directed by the Municipality, to effect transfers of the Bonds, to give all notices of redemption as required herein, to make all payments of principal and interest with respect to the Bonds as provided herein, to cancel and destroy Bonds which have been paid at maturity or upon earlier redemption or submitted for exchange or transfer, to furnish the Municipality at least annually a certificate of destruction with respect to Bonds cancelled and destroyed, and to furnish the Municipality at least annually an audit confirmation of Bonds paid, Bonds outstanding and payments made with respect to interest on the Bonds. The Mayor is hereby authorized to execute and the Recorder is hereby authorized to attest such written agreement between the Municipality and the Registration Agent as they shall deem necessary or proper with respect to the obligations, duties and rights of the Registration Agent. The payment of all reasonable fees and expenses of the Registration Agent for the discharge of its duties and obligations hereunder or under any such agreement is hereby authorized and directed.

The Bonds shall be payable, principal, premium, if any, and interest, in lawful money of the United States of America at the principal corporate trust office of the Registration Agent. The Registration

Agent shall make all interest payments with respect to the Bonds on each interest payment date directly to the registered owners as shown on the Bond registration records maintained by the Registration Agent as of the close of business on the day which is fifteen (15) days next preceding the interest payment date (the "Regular Record Date") by check or draft mailed to such owners at their addresses shown on said Bond registration records, without, except for final payment, the presentation or surrender of such registered Bonds, and all such payments shall discharge the obligations of the Municipality in respect of such Bonds to,the extent of the payments so made. Payment of principal of and premium, if any, on the Bonds shall be made upon presentation and surrender of such Bonds to the Registration Agent as the same shall become due and payable.

Any interest on any Bond which is payable but is not punctually paid or duly provided for on any interest payment date (hereinafter "Defaulted Interest") shall forthwith cease to be payable to the registered owner on the relevant Regular Record Date; and, in lieu thereof, such Defaulted Interest shall be paid by the Municipality to the persons in whose names the Bonds are registered at the close of business on a date (the "Special Record Date") for the payment of such Defaulted Interest, which shall be fixed in the following manner: the Municipality shall notify the Registration Agent in writing of the amount of Defaulted Interest proposed to be paid on each Bond and the date of the proposed payment, and at the same time the Municipality shall deposit with the Registration Agent an amount of money equal to the aggregate amount proposed to be paid in respect of such Defaulted Interest or shall make arrangements satisfactory to the Registration Agent for such deposit prior to the date of the proposed payment, such money when deposited to be held in trust for the benefit of the persons entitled to such Defaulted Interest as in this Section provided. Thereupon, not less than ten (10) days after the receipt by the Registration Agent of the notice of the proposed payment, the Registration Agent shall fix a Special Record Date for the payment of such Defaulted Interest which Date shall be not more than fifteen (15) nor less than ten (10) days prior to the date of the proposed payment to the registered owners. The Registration Agent shall promptly notify the Municipality of such Special Record Date and, in the name and at the expense of the Municipality, not less than ten (10) days prior to such Special Record Date, shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor to be mailed, first class postage prepaid, to each registered owner at the address thereof as it appears in the Bond registration records maintained by the Registration Agent as of the date of such notice. Nothing contained in this Section or in the Bonds shall impair any statutory or other rights in law or in equity of any registered owner arising as a result of the failure of the Municipality to punctually pay or duly provide for the payment of principal of, premium, if any, and interest on the Bonds when due.

The Bonds are transferable only by presentation to the Registration Agent by the registered owner, or his legal representative duly authorized in writing, of the registered Bond(s) to be transferred with the form of assignment on the reverse side thereof completed in full and signed with the name of the registered owner as it appears upon the face of the Bond(s) accompanied by appropriate documentation necessary to prove the legal capacity of any legal representative of the registered owner. Upon receipt of the Bond(s) in such form and with such documentation, if any, the Registration Agent shall issue a new Bond or Bonds to the assignee(s) in $5,000 denominations, or integral multiples thereof, as requested by the registered owner requesting transfer. The Registration Agent shall not be required to transfer or exchange any Bond during the period commencing on a Regular or Special Record Date and ending on the corresponding interest payment date of such Bond, nor to transfer or exchange any Bond after the notice calling such Bond for redemption has been sent, nor to transfer or exchange any Bond during the period following the receipt of instructions from the Municipality to call such Bond for redemption; provided, the Registration Agent, at its option, may make transfers after any of said dates. No charge shall be made to any registered owner for the privilege of transferring any Bond, provided that any transfer tax relating to such transaction shall be paid by the registered owner requesting transfer. The person in whose name any Bond shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and neither the Municipality nor the Registration Agent shall be affected by any notice to the contrary whether or not any payments due on the Bonds shall be overdue. Bonds, upon surrender to the Registration Agent, may, at the option of the registered owner, be exchanged for an equal aggregate principal amount of Bonds of the same maturity in any authorized denomination or denominations.

The Bonds shall be signed by the Mayor and attested by the Recorder by their respective facsimile signatures, and shall have imprinted thereon a facsimile of the corporate seal of the Municipality.

The Registration Agent is hereby authorized to authenticate and deliver the Bonds to the original purchaser thereof or as it may designate upon receipt by the Municipality of the proceeds of the sale thereof and to authenticate and deliver Bonds in exchange for Bonds of the same principal amount delivered for transfer upon receipt of the Bond(s) to be transferred in proper form with proper documentation as hereinabove described. The Bonds shall not be valid for any purpose unless authenticated by the Registration Agent by the manual signature of an officer thereof on the certificate set forth herein on the Bond form.

In case any Bond shall become mutilated, or be lost, stolen, or destroyed, the Municipality, in its discretion, shall issue, and the Registration Agent, upon written direction from the Municipality, shall authenticate and deliver, a new Bond of like tenor, amount, maturity and date, in exchange and substitution for, and upon the cancellation of, the mutilated Bond, or in lieu of and in substitution for such lost, stolen or destroyed Bond, or if any such Bond shall have matured or shall be about to mature, instead of issuing a substituted Bond the Municipality may pay or authorize payment of such Bond without surrender thereof. In every case the applicant shall furnish evidence satisfactory to the Municipality and the Registration Agent of the destruction, theft or loss of such Bond, and indemnity satisfactory to the Municipality and the Registration Agent; and the Municipality may charge the applicant for the issue of such new Bond an amount sufficient to reimburse the Municipality for the expense incurred by it in the issue thereof.

Section 5. Security and Source of Payment. The Bonds shall be payable primarily from and be secured by a pledge of the Net Revenues to be derived from the operation of the System and, in the event of a deficiency in such Net Revenues, the Bonds shall be payable from unlimited ad valorem taxes to be levied on all taxable property within the corporate limits of the Municipality. For the prompt payment of principal of, premium, if any, and interest on the Bonds, the full faith and credit of the Municipality are hereby irrevocably pledged.

Section 6. Form of Bonds. The Bonds shall be in substantially the following form, the omissions to be appropriately completed when the Bonds are prepared and delivered:

Section 7. Pledqe of Net Revenues and Levv of Tax. For the prompt payment of the principal of, premium, if any, and interest on the Bonds, there is hereby pledged for such payment the Net Revenues derived from the operation of the System in amounts not exceeding the amounts required to make such payments as they come due. In the event of a deficiency in such Revenues for the purposes herein provided, the Municipality, through its Governing Body, shall annually levy and collect a tax upon all taxable property within the Municipality, in addition to all other taxes authorized by law, sufficient to pay principal of, premium, if any, and interest on the Bonds when due, and for that purpose there is hereby levied a direct annual tax in such amount as may be found necessary each year to pay principal, premium, if any, and interest coming due on the Bonds in said year; provided, however, that the tax so levied in any year may be proportionately reduced by the amount of money actually on hand from the Net Revenues of the System and available for the payment of such principal, premium, if any, and interest. Principal, premium, if any, and interest falling due at any time when there are insufficient funds from this tax levy on hand shall be paid from the current funds of the Municipality and reimbursement therefor shall be made out of the taxes hereby provided to be levied when the same shall have been collected. The tax herein provided may be reduced to the extent of direct appropriations from the general funds of the Municipality to the payment of debt service on the Bonds.

Section 8. Sale of Bonds. The Bonds shall be offered for private sale at a price of not less than ninety-eight percent (98%) of par and accrued interest as a whole or in part from time to time as shall be determined by the Mayor. The Mayor is authorized to sell an aggregate principal amount of the Bonds less than that authorized herein and to make corresponding adjustments to the maturity schedule set forth in Section 4 hereof, to sell the Bonds or any maturities thereof as term bonds with mandatory redemption requirements corresponding to the maturities set forth in Section 4 hereof, to change the dated date of the Bonds to a date later than March 1, 1993 in order to facilitate the sale and delivery of the Bonds, and in connection with such change, the Mayor is authorized to adjust principal and

interest payment dates and redemption dates consistent with the change of the dated date. No Bonds shall be sold at an interest rate exceeding eight percent (8%) per annum. The Mayor is authorized to execute and the Recorder to attest a bond purchase agreement with the purchaser of the Bonds providing for the sale of the Bonds in accordance with the aforesaid provisions and the provisions of Section 4 hereof. The Mayor and Recorder, or either of them, are authorized to cause the Bonds to be authenticated and delivered by the Registration Agent to the successful bidder and to execute, publish, and deliver all certificates and documents, including an official statement and closing certificates, as they shall deem necessary in connection with the sale and delivery of the Bonds.

Section 9. Disposition of Bond Proceeds. The proceeds of the sale of the Bonds shall be used and applied as follows:

(a) All accrued interest shall be deposited to the Bond Fund and used to pay interest on the Bonds on the first interest payment date following delivery of the Bonds;

(b) An amount which, together with other legally available funds of the Municipality and investment earnings thereon and on said Bond proceeds, will be sufficient to pay principal of and premium and interest on the Outstanding Bonds shall be transferred to the Refunding Escrow Agent under the Refunding Escrow Agreement to be deposited to the Refunding Escrow Fund established thereunder to be held and applied as provided therein; and

(c) the remainder of the proceeds of the sale of the Bonds shall be used to pay for the issuance of the Bonds, including necessary legal, accounting and fiscal expenses, printing, engraving, advertising and similar expenses, administrative and clerical costs, rating agency fees, Registration Agent fees, Bond insurance premiums, if any, and other necessary miscellaneous expenses incurred in connection with the issuance and sale of the Bonds.

Section 10. Refundinq Escrow Aqreement. For the purpose of providing for the payment of the principal of and interest on the Outstanding Bonds, the President is hereby authorized and directed to execute and the Secretary to attest on behalf of the Municipality the Refunding Escrow Agreement with the Refunding Escrow Agent and to deposit with the Refunding Escrow Agent the amounts to be used by the Refunding Escrow Agent to purchase the Government Securities as provided therein; provided, however, that the yield on such investments shall be determined in such manner that none of the Bonds will be an "arbitrage bond" within the meaning of Section 148(a) of the Code. The form of Refunding Escrow Agreement presented to this meeting and attached hereto as Exhibit A is hereby in all respects approved and the President and Secretary are hereby authorized and directed to execute and deliver the same on behalf of the Municipality in substantially the form thereof presented to this meeting, or with such changes as may be, approved by the President and Secretary, their execution thereof to constitute conclusive evidence of their approval of all such changes. The Refunding Escrow Agent is hereby authorized and directed to hold and administer all funds deposited in trust for the payment when due of principal of and premium and interest on the Outstanding Bonds and to exercise such duties as set forth in the Refunding Escrow Agreement.

Section 11. Notice of Refundinq. Prior to the issuance of the Bonds, notice of the Municipality's intention to refund the Outstanding Bonds shall be given by publication of an appropriate notice one (1) time both in a financial newspaper published in New York, New York and having a national circulation and in a newspaper of general circulation in the Municipality. Such notice shall be in substantially the form provided in Exhibit B attached hereto and by this reference made a part hereof. As soon as practicable after the delivery of the Bonds, notice of the issuance of the Bonds shall be given by the publication of an appropriate notice one (1) time in each such newspaper. Such notice shall be in substantially the form provided in Exhibit C attached hereto and by this reference made a part hereof. The Secretary is hereby authorized and directed to publish such notices in accordance with this Section 11.

Section 12. Official Statement. The Mayor, working with the Municipality's financial advisor, Sentinel Trust Company is hereby authorized and directed to provide for the preparation and distribution of a Preliminary Official Statement describing the Bonds. After bids have been received and the Bonds have been awarded, the Mayor shall make such completions, omissions, insertions and changes in the Preliminary Official Statement not inconsistent with this resolution as are necessary or desirable to

complete it as a final Official Statement for purposes of Rule 15c2-12(e)(3) of the Securities and Exchange Commission. The Mayor shall arrange for the delivery to the successful bidder on the Bonds of a reasonable number of copies of the official Statement within seven business days after the Bonds have been sold for delivery, by the purchaser of the Bonds, to each potential investor requesting a copy of the Official Statement and to each person to whom such bidder and members of his bidding group initially sell the Bonds.

The Mayor is authorized, on behalf of the Municipality, to deem the Preliminary Official Statement and the Official Statement in final form, each to be final as of its date within the meaning of Rule 15c2-12(b)(1), except for the omission in the Preliminary Official Statement of certain pricing and other information allowed to be omitted pursuant to such Rule 15c212(b)(1). The distribution of the Preliminary Official Statement and the Official Statement in final form shall be conclusive evidence that each has been deemed in final form as of its date by the Municipality except for the omission in the Preliminary Official Statement of such pricing and other information.

Section 13. Arbitrage. The Municipality recognizes that the purchasers and owners of the Bonds will have accepted them on, and paid therefor a price that reflects, the understanding that interest thereon is excludable from gross income for purposes of federal income taxation under laws in force on the date of delivery of the Bonds. In this connection, the Municipality agrees that it shall take no action which may cause the interest on any of said Bonds to be included in gross income for federal income taxation. It is the reasonable expectation of the Governing Body of the Municipality that the proceeds of the Bonds will not be used in a manner which will cause the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Code, and to this end the said proceeds of the Bonds and other related funds established for the purposes herein set out shall be used and spent expeditiously for the purposes described herein. The Governing Body further covenants and represents that in the event it shall be required by Section 148(f) of the Code to pay any investment proceeds of the Bonds to the United States government, it will make such payments as and when required by said Section 148(f) and will take such other actions as shall be necessary or permitted to prevent the interest on the Bonds from becoming taxable. The Mayor and Recorder, or either of them, are authorized and directed to make such certifications in this regard in connection with the sale of the Bonds as either or both shall deem appropriate, and such certifications shall constitute a representation and certification of the Municipality.

Section 14. Discharge and Satisfaction of Bonds. If the Municipality shall pay and discharge the indebtedness evidenced by any of the Bonds in any one or more of the following ways, to wit:

(a) By paying or causing to be paid, by deposit of sufficient funds as and when required with the Registration Agent, the principal of and interest on such Bonds as and when the same become due and payable;

(b) By depositing or causing to be deposited with any trust company or financial institution whose deposits are insured by the Federal Deposit Insurance Corporation or similar federal agency and which has trust powers ("an Agent"; which Agent may be the Registration Agent) in trust or escrow, on or before the date of maturity or redemption, sufficient money or Federal Obligations, as hereafter defined, the principal of and interest on which, when due and payable, will provide sufficient moneys to pay or redeem such Bonds and to pay premium, if any, and interest thereon when due until the maturity or redemption date (provided, if such Bonds are to be redeemed prior to maturity thereof, proper notice of such redemption shall have been given or adequate provision shall have been made for the giving of such notice);

(c) by delivering such Bonds to the Registration Agent, for cancellation by it; and if the Municipality shall also pay or cause to be paid all other sums payable hereunder by the Municipality with respect to such Bonds, or make adequate provision therefor, and by resolution of the Governing Body instruct any such Agent to pay amounts when and as required to the Registration Agent for the payment of principal of and interest and redemption premiums, if any, on such Bonds when due, then and in that case the indebtedness evidenced by such Bonds shall be discharged and satisfied and all covenants, liens, pledges, agreements and

obligations entered into, created, or imposed hereunder, including the pledge of and lien on the Net Revenues of the System set forth herein, shall be fully discharged and satisfied with respect to the Bonds and the owners thereof and shall thereupon cease, terminate and become void.

If the Municipality shall pay and discharge the indebtedness evidenced by any of the Bonds in the manner provided in either clause (a) or clause (b) above, then the registered owners thereof shall thereafter be entitled only to payment out of the money or Government obligations deposited as aforesaid.

Except as otherwise provided in this Section, neither Federal obligations nor moneys deposited with the Registration Agent pursuant to this Section nor principal or interest payments on any such Federal Obligations shall be withdrawn or used for any purpose other than, and shall be held in trust for, the payment of the principal and premium, if any, and interest on said Bonds; provided that any cash received from such principal or interest payments on such Federal Obligations deposited with the Registration Agent, (A) to the extent such cash will not be required at any time for such purpose, shall be paid over to the Municipality as received by the Registration Agent and (B) to the extent such cash will be required for such purpose at a later date, shall, to the extent practicable, be reinvested in Federal Obligations maturing at times and in amounts sufficient to pay when due the principal and premium, if any, and interest to become due on said Bonds on or prior to such redemption date or maturity date thereof, as the case may be, and interest earned from such reinvestments shall be paid over to the Municipality, as received by the Registration Agent. For the purposes of this Section, Federal Obligations shall mean direct obligations of, or obligations, the principal of and interest on which are guaranteed by, the United States of America, or any agency thereof, obligations of any agency or instrumentality of the United States or any other obligations at the time of the purchase thereof are permitted investments under Tennessee Law for the purposes described in this Section, which bonds or other obligations shall not be subject to redemption prior to their maturity ether than at the option of the registered owner thereof.

Section 15. Qualified Tax-Exempt Obligations. To the extent the Bonds are not "deemed designated" under Section 265(b) of the Code, the Governing Body hereby designates the Bonds as "qualified tax-exempt obligations" within the meaning of and pursuant to Section 265 of the Code.

Section 16. Resolution a Contract. The provisions of this resolution shall constitute a contract between the Municipality and the registered owners of the Bonds, and after the issuance of the Bonds, no change, variation or alteration of any kind in the provisions of this resolution shall be made in any manner until such time as the Bonds and interest due thereon shall have been paid in full.

Section 17. Separability. If any section, paragraph or provision of this resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this resolution.

Section 18. Repeal of Conflicting Resolutions and Effective Date. All other resolutions and orders, or parts thereof, in conflict with the provisions of this resolution, are, to the extent of such conflict, hereby repealed and this resolution shall be in immediate effect from and after its adoption.

Adopted and approved this 18Th day of March, 1993.

Resolution 3-93

Be it resolved by the Board Of Commissioners of the Town Of Kingston Springs, Tennessee, that the Municipal Technical Advisory Service is hereby requested to codify and revise the ordinances of the Town of Kingston Springs at the earliest possible date.

Passed and adopted by the Board Of Commissioners, on the 15th day of April, 1993

Resolution 4-93

A RESOLUTION to authorize and appropriate funds for an actuarial study of the cost(s) associated with participation of a political subdivision in the Tennessee Consolidated Retirement System in accordance with the Title 8 Section 34 through 37 of the Tennessee Code Annotated.

WHEREAS, the Tennessee Code Annotated Section 8-35-201 allows a political subdivision to petition the Board of Trustees of the Tennessee Consolidated Retirement System for participation into said system; and

WHEREAS, The Town Of Kingston Springs desires to consider the cost(s) of such coverage effective for all its employees in all of its departments or instrumentalities prior to the final authorization of said coverage; and

WHEREAS, the determination of said cost(s) requires the service of an actuary; and

WHEREAS, the cost of said actuarial study is required to be paid by the political subdivision; now, therefore,

BE IT RESOLVED, That the Board Of Commissioners Of The Town Of Kingston Springs of The Town Of Kingston Springs hereby authorizes and appropriates funds for an actuarial study of the cost(s) of participation for said employees in the Tennessee Consolidated Retirement System pursuant to Tennessee Cage Annotated Section B-35-201; and

1. The actuarial study shall include one or more of the following options assuming that (check one or more and complete blanks, if necessary);
   - ( ) A.No prior service will be established
   - ( ) B. The employer will not purchase prior service, but said employer will accept the unfunded liability if the employee should elect to establish up to years of prior service.
   - (C. The employer will purchase years of prior service and will accept the unfunded liability if the employee should elect to establish years of additional prior service.
   - (X) D. The employer will purchase 10 years of prior service and no additional prior service will be established.
   - (X) E. The employer will purchase all years of prior service.
2. There is hereby appropriated from the general funds such amount required to pay for the cost of said actuarial study.
3. Upon receipt of the determination of such study, the The Board of Comnissioner Of The Town of Kingston Springs is hereby authorized and directed to pay the cost of said study from the funds herein above appropriated, to the Tennessee Consolidated Retirement System or as directed by the Board of Trustees of said system.

Resolution 5-93

A RESOLUTION TO AUTHORIZE A POLITICAL SUBDIVISION'S PARTICIPATION IN THE TENNESSEE CONSOLIDATED RETIREMENT SYSTEM IN ACCORDANCE WITH TITLE 8 SECTION 34 THROUGH 37 OF THE TENNESSEE CODE ANNOTATED.

WHEREAS, Tennessee Code Annotated Title 8, Chapter 35, Part 2 allows a political subdivision to participate in the Tennessee Consolidated Retirement System subject to the approval by the Board of Trustees; and

WHEREAS, the TOWN OF KINGSTON SPRINGS, TN desires to participate in the Tennessee Consolidated Retirement System under the provisions of state law and the following terms and conditions:

1. PRIOR SERVICE:
   a. The political subdivision will assume all liability (both employer and employee) for all years of prior service for each employed on the date of participation;

      The maximum allowable number of years of prior service any employee may establish is the sum of the number of years in a. above.
2. COST-OF-LIVING: The political subdivision has the option of providing cost-of-living increases to its retirees and hereby chooses to provide cost-of-living increases for retirees.
3. PROBATIONARY PERIOD: The political subdivision has the option of establishing a probationary period during which employees hired after the date of participation will serve prior to

enrolling in the Tennessee consolidated Retirement System. The political subdivision hereby elects to establish a probationary period of six months.

WHEREAS, the liability for participation and costs of administration shall be the sole responsibility of the political subdivision and not the State of Tennessee; and

WHEREAS, the effective date of participation shall be October 1, 1993 and the initial employer contribution rate is 14.46% which is based on the estimated lump sum accrued liability of $47,056.

WHEREAS, the funds necessary to provide for the retirement costs during the 1993-1994 fiscal year have been appropriated to the proper departmental budgets in the following amounts:

General Government	$2,669.61
Public Safety	$3,973.20
Streets	$ 756.80
Sewer	$ 946.00

THEREFORE, BE IT RESOLVED that the Board of Commissioners of The Town of Kingston Springs, TN hereby authorized all its employees in all its departments or instrumentalities to become eligible to participate in the Tennessee Consolidated Retirement System subject to approval by the Board of Trustees pursuant to Tennessee Code Annotated Title 8, Chapter 35, Part 2. It is further understood that pursuant to T.C.A. 8-35-111, no employee of said political subdivision covered by this resolution shall have multiple memberships in any retirement program or programs financed from public funds whereby such employee obtains or accrues pensions or retirement benefits based upon the same compensation and for the same years of service to said political subdivision.

Resolution 6-93

A RESOLUTION AUTHORIZING THE FIRE CHIEF OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, TO EXECUTE MUTUAL AID AGREEMENTS PURSUANT TO SECTION 6-54-601 AND SECTIONS 12-0-101 THROUGH 12-9-109, TENNESSEE CODE ANNOTATED, AS AMENDED, FOR FIRE FIGHTING ASSISTANCE PURPOSES WITH THE TOWN OF PEGRAM, TOWN OF ASHLAND CITY, CITY OF WHITE BLUFF, TOWN OF DICKSON, CITY OF FAIRVIEW AND THE METROPOLITAN GOVERNMENT FOR NASHVILLE, DAVIDSON COUNTY, TENNESSEE.

WHEREAS, the Town of Kingston Springs, Tennessee, has an organized Fire Department; and

WHEREAS, the Town of Kingston Springs uses its fire fighting facilities and equipment for fire protection within the scope of its fire protection service area to protect persons and properties outside the municipal limits, but within its service area to render aid when so requested; and

WHEREAS, Section 6-54-601 and Sections 12-0-101 through 12-9109, Tennessee Code Annotated, as amended, does allow mutual cooperation according to a predetermined plan to render aid to other Fire Departments when an emergency exists for fire protection services.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

1. The Fire Chief of the Town of Kingston Springs, Tennessee is hereby authorized to execute mutual aid fire protection agreements with the following municipalities: Town of Pegram, Tennessee, Town of Ashland City, Tennessee, City of White Bluff, Tennessee, Town of Dickson, Tennessee, City of Fairview, Tennessee, and the Metropolitan Government for Nashville, Davidson County, Tennessee. Said mutual aid fire protection agreements to be executed by the various Fire Chiefs of the respective municipalities under due authority given by their respective boards, commissions or councils. Upon receipt of fully executed agreements, the Fire Chief of the Town of Kingston Springs shall file an original with the City Manager of the Town of Kingston Springs, Tennessee, and any required person or entity.

RESOLVED this 15th day of July, 1993.

MUTUAL AID FIRE PROTECTION AGREEMENT

THIS AGREEMENT entered into this day of , 1993, by the Town of Kinqston Springs and the City of White Bluff.

WHEREAS, Section 6-54-601 and Sections 12-0-101 through 12-9-109 of Tennessee Code Annotated authorize the parties to this agreement in this state to enter in mutual firefighting assistance; and

WHEREAS, the parties hereto desire to avail themselves of the authority conferred by this law; and

WHEREAS, the purpose of this agreement is to provide each of these parties, through their mutual cooperation, a predetermined plan by which each render aid to the other in case of emergency demanding fire protection services to a degree beyond the existing capabilities of either party; and

WHEREAS, it is deemed to be in the public interest for the parties hereto to enter into an agreement for mutual assistance in fire protection to increase fire defenses and ensure fire control, as well as to provide necessary reserves for adequate community protection;

NOW THEREFORE, in consideration of the mutual covenants contained herein by and between the parties hereto, it is hereby agreed as follows:

1. The parties are expected to respond to calls for tine protection assistance only upon request for such assistance made by the senior fire official on duty or the chief of the requesting fire department, hereinafter referred to as "requester." Request should be made through Cheatham County or Dickson County, E-911 Dispatchers, who will send out the alarm for the requested department to respond to their station(s). The fire chief or senior fire official on duty of the responding party, hereinafter referred to as the "responder", shall, in a timely manner, determine what, if any, assistance shall be rendered, and notify the requester of this decision, according to the procedures established in operational plans to be developed and agreed to by the individual parties.
2. Upon receipt of a request for assistance by the on-duty senior fire official of the requester, and upon a determination by the on-duty senior fire official of the responder that the request may be honored without impairing the capacity to provide fire protection within its own jurisdiction, the responder may take such steps as necessary to furnish apparatus, manpower, and assistance to the requester as deemed appropriate by the responder. Such response remains solely the discretion of the responder.

   Assistance shall be rendered according to the procedures established in the operational plan developed and agreed to by all parties to this agreement.
3. Upon request for aid received as provided for in Paragraph 1, the responder will authorize a response as follows:

   Minimum response — one fire truck and two firefighters. Maximum response — 50 percent of the personnel and. resources of the responder.~
4. Neither party to this agreement shall be bound to dispatch apparatus, equipment, or personnel to the assistance of the other. Yet, every effort should be made to furnish such assistance if, in the judgement of the responder, such dispatch does not impair seriously its comuunity's fire defenses and fire protection.
5. If there is also an emergency in the jurisdiction of the responder at the time a request is made, or one occurs in the course of responding to a request under this agreement, and the responder determines, after a consideration of the severity of the emergency in its jurisdiction, that the responder cannot comply with the minimal requirements under the agreement without endangering life and or incurring significant property damage in its own jurisdiction, the responder may choose to use all equipment and personnel in its own jurisdiction. In such cases, the responder shall inform the requester of this decision.

   When two or more requests for mutual aid assistance are made at the same time, thereby making compliance with the minimum requirements of this a greement impossible for the responder, the responder shall determine, based upon an appraisal of the emergencies of the requesting jurisdicition(s), how to best respond to requests. Responses could include: sending all available resources available under this agreement to the jurisdiction considered to have the most serious emergency, or deploying resources to each requesting jurisdiction. The responder shall inform the requestor(s) of the dicision.

6. The respective jurisdictions reserve the right to recall at any time equipment and/or personnel dispatched to the other when, in the opinion of the responder, protection needs in the area from which the equipment and personnel were dispatched so require.
7. Each of the parties to this agreement agrees, upon request of the appropriate officials as set out in Paragraph 1 of this agreement, to maintain their departments in readiness to answer incident calls in the other jurisdiction pursuant to a fire protection agreement.
8. It shall be the responsibility of the responder to see that all personnel responding to the request for assistance are responsible persons, and the conduct and actions of said personnel shall be the responsibility of the responder.
9. The services preformed and expenditures made under this agreement shall be for public and governmental services and all immunities from liability enjoyed by the local government within its boundaries shall extend to its participation in rendering fire protection services outside its boundries.
10. It is understood by each of the parties that any personnel supplied by the responder in response to this agreement will be deemed to be working in the course and scope of the employment of the responder and will not be deemed to be loaned servants of the requester.
11. When fire personnel are dispatched per this agreement, the jurisdiction, authority, rights, privileges, and immunities including workmen's Compensation coverage, enjoyed in the responder's jurisdiction shall be extended to any geographic area necessary when said personnel are acting within the scope of this agreement.
12. The requester shall in no way be deemed liable or responsible for the personal property of the members of the fire department of the responder which may be lost, stolen or damaged while performing their duties in responding under the terms of this agreement.
13. The responder, under the terms of this agreement, shall assume all liability and responsibility for damage to its own apparatus and/or equipment. The responder also shall assume all liability and responsibility for any damage caused by its own apparatus and/or negligence of its personnel while en route to or returning from a specific location.
14. The responder, under the terms of this agreement, shall assume no responsibility or liability for property damaged or destroyed or bodily injury at the actual scene of any emergency or subsequent emergency responses due to actions required in responding under this agreement; said liability and responsibility shall rest solely with the requester within whose boundries the property exists or the incident occurs.
15. The respective parties agree that no claim or compensation will be made by either against the other for any equipment loss or damage, or personal injury or death of on-duty personnel occurring in the performance of fire protection assistance rendered under this agreement. All such rights or claims are hereby expressly waived.

    It is further agreed that no claims will be made for damages or losses occurring as a result of a party's election not to respond, failure to respond promptly, or withdrawal of apparatus and personnel from the scene of a incident.
16. Each party to this agreement shall assume all costs of salaries, wages, bonuses, or other compensation for its own personnel that respond for duty under the terms of the agreement and shall assume all costs involving the use of apparatus, equipment, and tools used specifically in response to the request for aid and shall make no charg for such use to the party requesting assistance. However, any special chemicals used by the responding party from its own supply shall be paid for by the party requesting the aid upon receipt of an itemized statement of costs for such chemicals.
17. Equipment and personnel dispatched by the responder operates under the immediate supervision and control of the senior firefighting official in charge of the dispatched equipment and personnel, but under the general direction of the senior firefighting official of the requester at the scene of the incident.

18. It is understood by the parties to this agreement that no requests will be made, nor any assistance rendered, for incidents occurring outside the jurisdictional limits of the requester.
19. It is further understood that no assistance shall be rendered in cases of major conflagrations during during a firefighters' strike where the safety and lives of citizens are in imminent peril.
20. The parties agree to cooperate with each other in pre-fire planning and training to further facilitate the purpose of this agreement.
21. This agreement shall be valid only when it is executed by the chief executive officer of the respective parties pursuant to the authority of the governing bodies of such parties.
22. This agreement supersedes any and all mutual aid agreements previously entered into among the parties hereto and shall remain in effect until terminated by all parties hereto in the form of written notice setting forth the date of termination. Withdrawal from this agreement by one party hereto shall be made by 30 days written notice to all parties, but shall not terminate the agreement among the remaining parties.

Resolution 7-93

A RESOLUTION AUTHORIZING THE MAYOR OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, TO ENTER INTO AN AGREEMENT FOR FIRE SERVICE WITH CHEATHAM COUNTY, TENNESSEE, PURSUANT TO 6-54-601(C), TENNESSEE CODE ANNOTATED, WITHIN THE EMERGENCY SERVICES DISTRICT OF THE KINGSTON SPRINGS FIRE DEPARTMENT TO RENDER AID.

WHEREAS, the Town of Kingston Springs, Tennessee, has an operating Fire Department and utilizes its facilities, equipment and personnel to provide fire protection and other services within its scope as a fire department, including, but not limited to rescue, emergency medical services at first responder level and other services; and

WHEREAS, the Town of Kingston Springs Fire Department may provide fire protection to properties belonging to or rented by citizens of Cheatham County living within its emergency service district or render aid to any other Fire Departments which serve areas within Cheatham County and said Town of Kingston Springs Fire Department may answer any emergency calls to render appropriate aid and assistance for saving of life and/or property. It is in the best interest of the municipality to enter into an agreement for fire service with Cheatham County, Tennessee, so as to protect the interest of the Town of Kingston Springs Fire Department, and the municipality as a whole, in accordance with Section 6-54-601(C), Tennessee Code Annotated, as amended.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

1. The Mayor of the Town of Kingston Springs, Tennessee, is hereby authorized to enter into an agreement with Cheatham County, Tennessee for fire service whereby the Town of Kingston Springs Fire Department may provide fire protection to properties belonging to or rented by citizens of Cheatham County lying outside of the municipal limits, but within the emergency service district of the Kingston Springs Fire Department so as to render aid to said areas in conformity with Section 6-54-601(C), Tennessee Code Annotated, as amended, and to further protect the Town of Kingston Springs by virtue of any claims which might hereafter be lodged for any negligent act of fire fighters of the Town of Kingston Springs in a liability amount established under Section 29-20-101, et seq, Tennessee Code Annotated, as amended.

RESOLVED this 15th day of July, 1993.

Agreement for Fire Service

THIS AGREEMENT, made and entered into this day of 1993, by and between the Town of Kingston Springs, Tennessee, and the County of Cheatham, Tennessee.

WHEREAS, the Town of Kingston Springs uses facilities, equipment and personnel to provide said fire protection and other services which are normally considered to be within the scope of fire departments, including, but not limited to, rescue and Emergency Medical Services at the First Responder level.

NOW, THEREFORE, in consideration of the premises and the mutual covenants of the parties hereto, and pursuant to Section 6-54-601 (C), Tennessee Code Annotated, it is agreed as follows:

1. In Accordance with the other terms and provisions hereof, the Town of Kingston Springs may provide fire protection to the properties belonging to or rented by citizens of Cheatham County living within the Emergency Services District (ESN) boundaries in affect on this date and which identifies the area serviced by the Kingston Springs Volunteer Fire Department, or render aid to any fire departments which serve other areas within Cheatham County.
2. The fire department of the Town of Kingston Springs may answer any and/or all emergency calls to the area defined in part 1 and will respond with suitable fire fighting and/or other apparatus and equipment, consisting of at least the following: one (1) pumper and (1) tanker or appropriate support vehicle, manned by at least four (4) members of the fire department, who will render all assistance possible in the saving of life and property.

   The failure to furnish the service herein agreed upon because of weather, road conditions, the unavailability of such apparatus and equipment or manpower in connection with the fighting of other fires, or for any other reason shall not be taken as a breach of this Agreement. The decision of the Chief of the Fire Department or other fire department officer in charge, not to respond to a County fire call, or to return to the Town of Kingston Springs because of an emergency within the city limits of the Town of Kingston Springs, shall be final in such matters.

   The Town of Kingston Springs will not be liable to the County of Cheatham for loss or damage of any kind whatever resulting from any failure to prevent or extinguish any fire, whether such loss or damage is caused by the negligence of the officers, agents, or employees of the city or its fire department, or otherwise.

   The Town will make no claim against the County on account of damage to the property of the Town while in the fire service of the County and will carry Worker's Compensation insurance protecting itself against personal injury damage claims of its fire fighters for personal injuries sustained while providing service in the County and will further protect itself against claims resulting from negligent acts of the fire fighters in the employ of the Town, in compliance with those amounts of liability established in Tennessee Code Annotated, Section 29-20-101, et seq..
3. Subject to the provisions of the following paragraphs,-fire and rescue services shall be provided for at least 3 years commencing 1993.
4. Fire protection, as well as other normal fire department services, shall be furnished by the Town of Kingston Springs, Fire Department, in consideration for recognition as having jurisdiction and the sole right to solicit donations and/or issue billing, when appropriate, for services rendered in the agreed upon jurisdiction.
5. Subject to the provisions of paragraph number 6 below, this Agreement

   shall automatically renew for successive terms of one fiscal year.
6. Either party, upon one (1) year written notice to the other party may cancel this Agreement and, upon the expiration of such notice, the rights and liabilities hereunder shall cease and this Agreement shall be deemed terminated.
7. Both the Town of Kingston Springs and the County of Cheatham shall have full cooperation and assistance from the other and its officers, agents, and employees in carrying out the provisions of this agreement.

Resolution 8-93

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, ESTABLISHING THE EMERGENCY ASSISTANCE POLICY OF THE MUNICIPALITY PURSUANT TO THE EMERGENCY ASSISTANT ACT OF 1987.

WHEREAS, the legislature of the State of Tennessee has established an Emergency Assistance Act of 1987 relative to emergency situations in which the resources of local governments cannot adequately handle an emergency; and

WHEREAS, it is in the best interest of the municipality, pursuant to the aforesaid Act, to establish policy and procedures when a request for emergency assistance arises and how the same shall be responded to by the Town of Kingston Springs.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

There is hereby established as the policy and procedures governing the Town of Kingston Springs, Tennessee, relative to the process of requesting emergency assistance by another local government or in responding to the request of another local government for emergency assistance.

The following sections establish the guidelines under which decisions and their extent of implications will be made regarding emergency assistance:

1. Definitions:

   "Emergency Assistance" as defined in the Local Government Emergency Assistance Act of 1987 shall mean fire fighting assistance, law enforcement assistance, public works assistance, emergency medical assistance, civil defense assistance, or other emergency assistance provided by local government or any combination or all of these requested by a local government in an emergency situation in which the resources of the requesting local government are not adequate to handle the emergency.

   "Local Government" shall mean any incorporated city or town, metropolitan government, county utility district, metropolitan airport authority, or other regional district or authority.

   "Requesting Party" means a local government which requests emergency assistance.

   "Responding Party" means a local government which responds to a request for emergency assistance.

   "Appropriate Senior officer" shall mean the Public Safety Director/Officer or Police Chief or the Fire Chief or their respective officer in charge. For departments other than Law Enforcement or Fire Services, the Mayor or the person in charge of the particular service area shall be the appropriate senior officer.

2. Requesting Assistance:

   All requests for emergency assistance made on behalf of the Town of Kingston Springs shall be made or authorized by the appropriate senior officer. The Town of Kingston Springs, through its appropriate senior officer, in accordance with the provision of the Local Government Emergency Assistance Act of 1987, will be in full command of its emergency as to strategy, tactics, and overall direction of the operation and shall direct the actions of the responding party by relaying orders to the senior officer in command of the responding party. The Town of Kingston Springs accepts liability for damages or injuries, as defined in Tennessee Code Annotated, Section 2920-101 et seq., caused by the negligence of its employees or the employees, including authorized volunteers, of a responding party while under the command of the senior officer of the Town of Kingston Springs. However, the Town of Kingston Springs does not accept liability for damages to the equipment or personnel, including authorized volunteers of a responding party, nor is the Town of Kingston Springs liable for any damages caused by the negligence of the personnel of the responding party while enroute to or returning from the scene of the emergency.

   The Town of Kingston Springs acknowledges that any party from whom assistance is requested has no duty to respond nor does it have any duty to stay at the scene of the emergency and may depart at its discretion.

3. Responding to a Request for Emergency Assistance:

   The Town of Kingston Springs will respond to calls for emergency assistance only upon request for such assistance made by the appropriate senior officer on duty for the requesting

local government. All requests for emergency assistance shall be made only to the Public Safety Officer or Police Chief, Fire Chief, Mayor or the person in charge of the particular service requested.

Upon the receipt of a request for aid as provided for in the preceding paragraph, the Town is authorized to respond as follows:

a. The Town is authorized to provide at least one (1) piece of equipment and (1) person or crew from that particular service area from which emergency is requested.
b. The greatest response that the Town of Kingston Springs will provide is Fifty (50%) Percent of the personnel and resources of that particular service for which emergency assistance is requested.

The Town of Kingston Springs has no duty to respond to a request and will reject a request for emergency assistance or will depart from the scene of the emergency based upon the discretionary judgment of the appropriate senior officer in command at the scene of the emergency or the appropriate senior officer for that service for the Town of Kingston Springs. In cases where two or more requests for emergency assistance are made at the same time, the appropriate senior officer of the Town of Kingston Springs shall determine, based upon a reasonable appraisal of the emergencies of the requesting jurisdictions, how best to respond to the requests. The appropriate senior officer may determine to send all available resources to the jurisdiction with the most dire emergency, or may send some resources to each requesting jurisdiction.

The Town of Kingston Springs accepts full liability, as defined in Tennessee Code Annotated, Section 29-20-101, et seq., for any damages to its equipment and personnel in responding to a request for emergency assistance and for damages caused by its equipment or personnel while enroute to or returning from the scene of the emergency. However, the Town of Kingston Springs shall not be liable for any property damage or bodily injury at the actual scene of any emergency due to actions which are performed in responding to a request for emergency assistance.

The personnel of the Town of Kingston Springs shall have extended to any geographic area necessary as a result of a request for emergency assistance the same jurisdiction, authority, rights, privileges, and immunities, including coverage under the Worker's Compensation Laws, which they have in the Town of Kingston Springs.

RESOLVED this 15th day of July, 1993.

Resolution 9-93

A RESOLUTION TO AUTHORIZE RESCINDING OF RESOLUTION #93-005 TO AUTHORIZE PARTICIPATION IN THE TENNESSEE CONSOLIDATED RETIREMENT SYSTEM IN ACCORDANCE WITH TITLE 8 SECTION 34 OF THE TENNESSEE CODE ANNOTATED.

After further consideration it was decided upon by the Board of Commissioners of The Town Of Kingston Springs to rescind Resolution #93-005.

Resolution 10-93

A RESOLUTION OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, TO APPROVE AND ADOPT STANDARDS FOR SELECTION AND TRAINING OF POLICE OFFICERS, IN ACCORDANCE WITH TENNESSEE CODE ANNOTATED 38-8-106.

WHEREAS, the Town Of Kingston Springs, Tennessee recognizes the need for having qualified personnel in the law enforcement agency of this jurisdiction and having reviewed the requirements enumerated in Tennessee Code Annotated 38-8-106, and the standards and minimum curriculum requirements for training police recruits, as established by the Tennessee Law Enforcement Planning Commission,

NOW, THEREFORE, BE IT RESOLVED THAT the Town Of Kingston Springs, Tennessee, does adopt and approve those standards.

Dated: August 19, 1993

VOTE: Yeas 4

Nays 0

Resolution 11-93

A RESOLUTION OF THE GOVERNING BODY OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING THE ISSUANCE, SALE AND PAYMENT OF AN INTEREST-BEARING 1993 ROADWAY IMPROVEMENT PROJECT CAPITAL OUTLAY NOTE NOT TO EXCEED $75,000.00.

WHEREAS, the Board of Commissioners, the Governing Body of the Town of Kingston Springs, Tennessee, ("the Local Government") has determined that it is necessary and desirable to undertake roadway paving and drainage improvements, the 1993 Roadway Improvement Project, (the "Project") for the benefit of the citizens of the Local Government; and

WHEREAS, the Governing Body has determined that the Project will promote or provide a traditional governmental activity or otherwise fulfill a public purpose; and

WHEREAS, under the provisions of Parts I, IV, and VI of Title 9, Chapter 21, Tennessee Code Annotated (the "Act"), local governments in Tennessee are authorized to finance the cost of this project through the issuance and sale of an interest bearing capital outlay note upon the approval of the State Director of Local Finance; and

WHEREAS, the Governing Body finds that it is advantageous to the Local Government to authorize the issuance of a capital outlay note to finance the cost of the Project;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners, Governing Body of the Town of Kingston Springs, Tennessee, as follows:

Section 1. That, for the purpose of providing funds to finance the cost of the Project in and for the Local Government, the Mayor of the Local Government is hereby authorized in accordance with the terms of this resolution to issue and sell an interest-bearing capital outlay note in a principal amount not to exceed Seventy-Five Thousand ($75,000.00) Dollars (the "Note") at either a competitive public sale or at a private negotiated sale upon approval of the State Director of Local Finance pursuant to the terms, provisions, and conditions permitted by law. The Note shall be designated "1993 Roadway Improvement Project Capital Outlay Note, Series 1993"; shall be dated as of the date of issuance; shall be sold at not less than 99% of par value and accrued interest; and shall bear interest at a rate or rates not to exceed Six (6%) Percent per annum, and in no event shall the rate exceed the legal limit provided by law.

Section 2. That, the Note shall mature not later than one (1) year after the date of issuance and that the Note and any extension or renewal note shall not exceed the reasonably expected economic life of the Project, which is hereby certified by the Governing Body to be at least ten (10) years.

Section 3. That, the Note shall be subject to redemption at the option of the Local Government, in whole or in part, at any time, at the principal amount and accrued interest to the date of redemption, without a premium, or, if sold at par, with or without a premium of not exceeding One (1%) Percent of the principal amount.

Section 4. That, the Note shall be a direct general obligation of the Local Government and the Local Government hereby pledges its taxing power as to all taxable property in the Local Government for the purpose of providing funds for the payment of principal of and interest on the Note. The Governing Body of the Local Government hereby authorizes the levy and collection of a special tax on all taxable property of the Local Government over and above all other taxes authorized by the Local Government to create a sinking fund to retire the Note with interest as it shall mature in an amount necessary for that purpose.

Section 5. That, the Note shall be executed in the name of the Local Government and bear the manual signature of the chief executive officer of the Local Government and the manual signature of the City Recorder with the Local Government seal affixed thereon; and shall be payable as to principal and interest at the office of the City Treasurer (Recorder) of the Local Government or the paying agent duly appointed by the Local Government. Proceeds of the Note shall be deposited with the City

Treasurer of the Local Government and shall be paid out for the purpose of financing the Project pursuant to this Resolution and as required by law.

Section 6. That, the Note will be issued in fully registered form and that at all times during which the Note remains outstanding and unpaid, the Local Government or its agent shall keep or cause to be kept at its office a note register for the registration, exchange or transfer of the Note. The note register, if held by an agent of the Local Government, shall at all times be open for inspection by the Local Government or any duly authorized officer of the Local Government. The Note shall have the qualities and incidents of a negotiable instrument and shall be transferable only upon the note register kept by the Local Government or its agent, by the registered owner of the Note in person or by the registered owner's attorney duly authorized in writing, upon presentation and surrender to the Local Government or its agent together with a written instrument of transfer satisfactory to the Local Government duly executed by the registered owner or the registered owner's duly authorized attorney. Upon the transfer of the Note, the Local Government shall issue in the name of the transferee a new registered note or notes of the same aggregate principal amount and maturity as the surrendered Note. The Local Government shall not be obligated to make any such Note transfer during the fifteen (15) days next preceding an interest payment date on the Note or, in the case of any redemption of the Note, during the forty-five (45) days next preceding the date of redemption.

Section 7. That, the Note shall be in substantially the form attached hereto and shall recite that the Note is issued pursuant to Title 9, Chapter 21, Tennessee Code Annotated.

Section 8. That, the Note shall be sold only after the receipt of the written approval of the State Director of Local Finance for the sale of the Note.

Section 9. That, after the issuance and sale of the Note, and for each year that the Note is outstanding, the Local Government shall submit its annual budget to the State Director of Local Finance for approval immediately upon the Local Government's adoption of the budget.

Section 10. That, if the Note shall remain unpaid at the end of one (1) year from the issue date, then the unpaid Note shall be renewed or extended as permitted by law, or retired from the funds of the Local Government or be converted into bonds pursuant to Chapter 11 of Title 9 of the Tennessee Code Annotated, or any other law, or be otherwise liquidated as approved by the State Director of Local Finance.

Section 11. That, all orders or resolutions in conflict with this Resolution are hereby repealed insofar as such conflict exists and this Resolution shall become effective immediately upon its passage.

Duly passed and approved this 16th day of September, 1993.

Resolution 12-93

A RESOLUTION TO AUTHORIZE A POLITICAL SUBDIVISION'S PARTICIPATION IN THE TENNESSEE CONSOLIDATED RETIREMENT SYSTEM IN ACCORDANCE WITH TITLE 8 SECTION 34 THROUGH 37 OF THE TENNESSEE CODE ANNOTATED.

WHEREAS, Tennessee Code Annotated Title 8, Chapter 35, Part 2 allows a political subdivision to participate in the Tennessee Consolidated Retirement System subject to the approval by the Board of Trustees; and

WHEREAS, the TOWN OF KINGSTON SPRINGS, TN desires to participate in the Tennessee Consolidated Retirement System under the provisions of state law and the following terms and conditions:

1. PRIOR SERVICE:

a. The political subdivision will assume all liability (both employer and employee) for all years of prior service for each employed on the date of participation;

   The maximum allowable number of years of prior service any employee may establish is the sum of the number of years in a. above.

2. COST-OF-LIVING: The political subdivision has the option of providing cost-of-living increases to its retirees and hereby chooses to provide cost-of-living increases for retirees.

3. PROBATIONARY PERIOD: The political subdivision has the option of establishing a probationary period during which employees hired after the date of participation will serve prior to enrolling in the Tennessee consolidated Retirement System. The political subdivision hereby elects to establish a probationary period of six months.

WHEREAS, the liability for participation and costs of administration shall be the sole responsibility of the political subdivision and not the State of Tennessee; and

WHEREAS, the effective date of participation shall be October 1, 1993 and the initial employer contribution rate is 9.46% which is based on the estimated lump sum accrued liability of $47,056.

WHEREAS, the funds necessary to provide for the retirement costs during the 1993-1994 fiscal year have been appropriated to the proper departmental budgets in the following amounts:

General Government	$2,669.61
Public Safety	$3,973.20
Streets	$756.80
Sewer	$946.00

THEREFORE, BE IT RESOLVED that the Board of Commissioners of The Town of Kingston Springs, TN hereby authorized all its employees in all its departments or instrumentalities to become eligible to participate in the Tennessee Consolidated Retirement System subject to approval by the Board of Trustees pursuant to Tennessee Code Annotated Title 8, Chapter 35, Part 2. It is further understood that pursuant to T.C.A. 8-35-111, no employee of said political subdivision covered by this resolution shall have multiple memberships in any retirement program or programs financed eligible to participate in the Tennessee Consolidated Retirement System subject to approval by the Board of Trustees pursuant to Tennessee Code Annotated Title 8, Chapter 35, Part 2. It is further understood that pursuant to T.C.A. 8-35-111, no employee of said political subdivision covered by this resolution shall have multiple memberships in any retirement program or programs financed from public funds whereby such employee obtains or accrues pensions or retirement benefits based upon the same compensation and for the same years of service to said political subdivision.

Resolution 13-93

A RESOLUTION AUTHORIZING THE DIRECTOR OF THE PUBLIC SAFETY DEPARTMENT OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, TO ENTER INTO MUTUAL AID AGREEMENTS WITH THE SHERIFF'S DEPARTMENT OR POLICE DEPARTMENTS OF CHEATHAM COUNTY, TENNESSEE, TOWN OF ASHLAND CITY, TENNESSEE, CITY OF WHITE BLUFF, TENNESSEE, DICKSON COUNTY, TENNESSEE AND CITY OF FAIRVIEW, TENNESSEE, PURSUANT TO 6-54-307, TENNESSEE CODE ANNOTATED, FOR LAW ENFORCEMENT SERVICES TO FURNISH ONE ANOTHER ASSISTANCE IN LAW ENFORCEMENT.

WHEREAS, the Town of Kingston Springs, Tennessee, has as a department of government a Public Safety Department to render law enforcement services within its scope of operation; and

WHEREAS, the Town of Kingston Springs, in providing law enforcement services to the citizens of the municipality and pursuant to Section 6-54-307, Tennessee Code Annotated, is authorized to enter into Mutual Aid Agreements for law enforcement services between other agencies so as to render one another assistance in law enforcement; and

WHEREAS, it is in the best interest of the municipality to enter into Mutual Aid Agreements to provide law enforcement services to its citizens so as to protect persons and property and to protect the municipality as a whole.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee as follows:

The Director of the Public Safety Department of Kingston Springs, Tennessee, is hereby authorized to enter into Mutual Aid Agreements pursuant to Section 6-54-307, Tennessee Code Annotated, the same in the judgment of the governing body to be advantageous to and serving the public interest of the Town and the municipality as a whole for assistance in law enforcement with the Sheriff's Department of Cheatham County, Tennessee, the Sheriff's Department of Dickson County, Tennessee, the Police

Department of Ashland City, Tennessee, the Police Department of the City of White Bluff, Tennessee, and the Police Department of the City of Fairview, Tennessee. The authorization or permitting public safety officers to answer calls outside the corporate limits as authorized by statute and in answering such calls, is deemed to be an action of the Town and its officers and employees in a governmental capacity. Any public safety officer or employee of the Public Safety Department of the Town of Kingston Springs engaged in authorized activity pursuant to Section 6-54-307, Tennessee Code Annotated, or pursuant to orders or instructions of the Director of the Public Safety Department, shall be entitled to all rights, privileges and exemptions and immunities as if such duty or activity were performed within the corporate limits of the Town of Kingston Springs by which such person is employed.

RESOLVED this 18th day of November, 1993.

Resolutions 1994

Resolution 1-94

5% Benefit Improvement

A RESOLUTION to authorize certain active and retired members of the Tennessee Consolidated Retirement System and the Superseded State Retirement System to receive the five percent (5%) base retirement benefit increase adopted by the Board of Trustees of the Tennessee Consolidated Retirement System pursuant to Tennessee Code Annotated. Section 8-36-124.

WHEREAS, Tennessee Code Annotated, Section 8-36-124 authorized the Board of Trustees of the Tennessee Consolidated Retirement System to increase the base retirement benefit of certain active and retired stale employees and teachers; and

WHEREAS, the Board of Trustees of the Retirement System adopted a live percent (5%) base retirement benefit increase to be effective for said state employees and teachers on January 1, 1994; and

WHEREAS. the governing body of any employer participating in the Tennessee Consolidated Retirement System pursuant to Tennessee Code Annotated. Title 9, Chapter 35, Pm12 may pass a resolution authorizing the five percent (5%) base retirement benefit increase for its active and retired employees who are receiving or will receive a retirement benefit as a member in any of the following groups and systems: Group I of the Tennessee Consolidated Retirement System, Group 2 of the Tennessee Consolidated Retirement System, or the Superseded State Retirement System; and

WHEREAS, the total liability for authorizing such increase for eligible retired and active employees of TOWN OF KINGSTON SPRINGS is $4,277.

NOW, THEREFORE, BE IT RESOLVED, that having reviewed the liability associated with granting such an increase, the Board Of Commission of TOWN OF KINGSTON SPRINGS. Tennessee hereby authorizes its active and retired employees who are members in the groups and systems referenced above to receive the five percent (5%) base retirement benefit increase authorized by the Board of Trustees of the Tennessee Consolidated Retirement System effective the first business day of the month following the Retirement System's receipt of the resolution, aid hereby accepts the liability therefor.

STATE OF TENNESSEE

COUNTY OF Cheatham

I, Debbie K, Finch, clerk of the Board Of Commission of TOWN OF KINGSTON SPRINGS Tennessee do hereby certify that ibis is a true and exact copy of the foregoing resolution that was approved and adopted at a meeting held on the 17 day of February, 1994 the original of which is on file in this office. I further certify that 5 members voted in Favor of the resolution and that 5 members were present and voting.

IN WITNESS THEREOF, I have hereunto set my hand, and the seal of the TOWN OF KINGSTON SPRINGS.

Resolution 2-94

A RESOLUTION OF THE GOVERNING BODY OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING THE ISSUANCE, SALE AND PAYMENT OF AN INTEREST-BEARING 1994 ROADWAY IMPROVEMENT PROJECT CAPITAL OUTLAY NOTE NOT TO EXCEED $400,000.00.

WHEREAS, the Board of Commissioners, the Governing Body of the Town of Kingston Springs, Tennessee, ("the Local Government") has determined that it is necessary and desirable to undertake roadway paving and drainage improvements, the 1994 Roadway Improvement Project, (the "Project") for the benefit of the citizens of the Local Government; and

WHEREAS, the Governing Body has determined that the Project will promote or provide a traditional governmental activity or otherwise fulfill a public purpose; and

WHEREAS, under the provisions of Parts I, IV, and VI of Title 9, Chapter 21, Tennessee Code Annotated (the "Act"), local governments in Tennessee are authorized to finance the cost of this project through the issuance and sale of an interest bearing capital outlay note upon the approval of the State Director of Local Finance; and

WHEREAS, the Governing Body finds that it is advantageous to the Local Government to authorize the issuance of a capital outlay note to finance the cost of the Project;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners, Governing Body of the Town of Kingston Springs, Tennessee, as follows:

Section 1. That, for the purpose of providing funds to finance the cost of the Project in and for the Local Government, the Mayor of the Local Government is hereby authorized in accordance with the terms of this resolution to issue and sell an interest-bearing capital outlay note in a principal amount not to exceed Four Hundred Thousand ($400,000.00) Dollars (the "Note") at either a competitive public sale or at a private negotiated sale upon approval of the State Director of Local Finance pursuant to the terms, provisions, and conditions permitted by law. The Note shall be designated "1994 Roadway Improvement Project Capital Outlay Note, Series 1994"; shall be dated as of the date of issuance; shall be sold at not less than 99% of par value and accrued interest; and shall bear interest at a rate or rates not to exceed Six (6%) Percent per annum, and in no event shall the rate exceed the legal limit provided by law.

Section 2. That, the Note shall mature not later than nine (9) years after the date of issuance and that the Note and any extension or renewal note shall not exceed the reasonably expected economic life of the Project, which is hereby certified by the Governing Body to be at least ten (10) years.

Section 3. That, the Note shall be subject to redemption at the option of the Local Government, in whole or in part, at any time, at the principal amount and accrued interest to the date of redemption, without a premium, or, if sold at par, with or without a premium of not exceeding one (1%) Percent of the principal amount.

Section 4. That, the Note shall be a direct general obligation of the Local Government and the Local Government hereby pledges its taxing power as to all taxable property in the Local Government for the purpose of providing funds for the payment of principal of and interest on the Note. The Governing Body of the Local Government hereby authorizes the levy and collection of a special tax on all taxable property of the Local Government over and above all other taxes authorized by the Local Government to create a sinking fund to retire the Note with interest as it shall mature in an amount necessary for that purpose.

Section 5. That, the Note shall be executed in the name of the Local Government and bear the manual signature of the chief executive officer of the Local Government and the manual signature of the City Recorder with the Local Government seal affixed thereon; and shall be payable as to principal and interest at the office of the City Treasurer (Recorder) of the Local Government or the paying agent duly appointed by the Local Government. Proceeds of the Note shall be deposited with the City Treasurer of the Local Government and shall be paid out for the purpose of financing the Project pursuant to this Resolution and as required by law.

Section 6. That, the Note will be issued in fully registered form and that at all times during which the Note remains outstanding and unpaid, the Local Government or its agent shall keep or cause to be kept at its office a note register for the registration, exchange or transfer of the Note. The note register, if held by an agent of the Local Government, shall at all times be open for inspection by the Local Government or any duly authorized officer of the Local Government. The Note shall have the qualities and incidents of a negotiable instrument and shall be transferable only upon the note register kept by the Local Government or its agent, by the registered owner of the Note in person or by the registered owner's attorney duly authorized in writing, upon presentation and surrender to the Local Government or its agent together with a written instrument of transfer satisfactory to the Local Government duly executed by the registered owner or the registered owner's duly authorized attorney. Upon the transfer of the Note, the Local Government shall issue in the name of the transferee a new registered note or notes of the same aggregate principal amount and maturity as the surrendered Note. The Local Government shall not be obligated to make any such Note transfer during the fifteen (15) days next preceding an interest payment date on the Note or, in the case of any redemption of the Note, during the forty-five (45) days next preceding the date of redemption.

Section 7. That, the Note shall be in substantially the form attached hereto and shall recite that the Note is issued pursuant to Title 9, Chapter 21, Tennessee Code Annotated.

Section 8. That, the Note shall be sold only after the receipt of the written approval of the State Director of Local Finance for the sale of the Note.

Section 9. That, after the issuance and sale of the Note, and for each year that the Note is outstanding, the Local Government shall submit its annual budget to the State Director of Local Finance for approval immediately upon the Local Government's adoption of the budget.

Section 10. That, if the Note shall remain unpaid at the end of one (1) year from the issue date, then the unpaid Note shall be renewed or extended as permitted by law, or retired from the funds of the Local Government or be converted into bonds pursuant to Chapter 11 of Title 9 of the Tennessee Code Annotated, or any other law, or be otherwise liquidated as approved by the State Director of Local Finance.

Section 11. That, all orders or resolutions in conflict with this Resolution are hereby repealed insofar as such conflict exists and this Resolution shall become effective immediately upon its passage.

Duly passed and approved this 16th day of June, 1994.

Resolution 3-94

A RESOLUTION AUTHORIZING THE CITY MANAGER OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, TO ENTER INTO A LEASE AGREEMENT WITH THE CHEATHAM COUNTY AMBULANCE SERVICE FOR USE OF SPACE LOCATED WITHIN THE MUNICIPAL FIRE DEPARTMENT BUILDING.

WHEREAS, the Town of Kingston Springs, Tennessee, has heretofore leased space to the Cheatham County Ambulance Service that certain space located within the Municipal Fire Department Building for use as a satellite headquarters by the ambulance authority; and

WHEREAS, it has come to the attention of the Board of Commissioners that the current written lease agreement has expired and the Cheatham County Ambulance service is now a tenant at will of the municipality on a month to month basis; and

WHEREAS, it is in the best interest of the municipality and the Cheatham County Ambulance Service to enter into a new written lease agreement setting forth all terms associated therewith;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

1. The City Manager of the Town of Kingston Springs, Tennessee, is hereby authorized to enter into a written lease agreement with the Cheatham County Ambulance Service for a term not to exceed five (5) years and for a rental sum not less than Three Hundred Fifty ($350.00) Dollars per month, beginning base rent, and upon such other terms as are in the best interest of the municipality.

RESOLVED this 15th day of September, 1994.

Resolutions 1995

Resolution 1-95

RESOLUTION OF LODGE, ASSOCIATION, OR SIMILAR ORGANIZATION

Cheatham State bank

104 W. Kingston Springs Rd. P.O. Box 10

Kingston Springs, TN 37082

(615)952-9143

By: Town of Kingston Springs

P.O. Box 256

Kingston Springs, TN 37082

A. I Debbie K. Finch, Certify that I am Secretary(clerk) of the above-named organization(refered to as the "association" organized under the laws of Tennessee, Federal Employer I.D. Number 62-0966913, and that the following is a correct copy of resolutions adopted at a meeting of the association duly and properly called and held on ___. These resolutions appear in the minutes and have not been recinded or modified.

B. Be it resolved that, (1) The Financial Institution named above is designated as a depository for the funds of this association. (2) This resolution shall continue to have effect until express written notice of its rescission or modification has been received and recorded by this Financial Institution. (3) All transactions, if any, with respect to any deposits, withdrawals, rediscounts and borrowings by or on behalf of this association with this Financial Institution prior to the adoption of this resolution are hereby ratified, approved and confirmed. (4) Any of the persons named below, so long as they act in a representative capacity as agents of this association, are authorized to make any and all other contracts, agreements, stipulations and orders which they may deem advisable for the effective exercise of the powers indicated below, from time to time with this Financial Institution, concerning funds deposited in this Financial Institution, moneys borrowed from this Financial Institution or any other business transacted by and between this association and this Financial Institution subject to any restrictions stated below. (5)Any and all prior resolutions adopted by this association and certified to this Financial Institution as governing the operation of this association's account(s) are in full force and effect, unless supplemented or modified by this association. (6) This association agrees to the terms and conditions of any account agreement, properly opened by any authorized representative(s) of this association and suthorizes the Financial Institution named above, at any time, to charge this association for all checks, drafts, or other orders, for the payment of money, that are drawn on this Financial Institution, regardless of by whom or by what means the facsimile signature(s) may have been affixed so long as they resemble the facsimile signature specimens in section C. (or the facsimile signature specimens that this association files with this Financial Institution from time to time) and contain the required number of signatures for this purpose.

C. If indicated, any persons listed below (subject to any expressed restrictions) is authorized to:

(A) Laurie L. Cooper, City Manager

(B) Debbie K, Finch, Asst. City Manager

(C) Anthony J. Campbell, Mayor

(D) Charles W. Sleighter, Commissioner

Indicate A, B, C, and/or D

B,C,D,E,F,G (1) Exercises all of the powers listed in (2) through (6).

B,C,D,E,F,G (2) Open any deposit or checking account(s) in the name of this association.

B,C,D,E,F,G (3) Endorse checks and orders for the payment of money and withdraw funds on deposit with this Financial Institution.

Number of authorized signatures required for this purpose: TWO.

(4) Barrow money on behalf and in the name of this association, sign, execute and deliver promissory notes or other evidence of indebtness.

(5) Endorse, assign, transfer, mortgage or pledge bills receivable, warehouse receipts, bills of lading, stocks, bonds, real estate or other property now owned or hereafter owned or acquired by this association as security for sums borrowed, and to discount the same, unconditionally guarantee payment of all bills received, negotiated, or discounted and to waive demand, presentment, protest, notice of protest and notice of non-payment. Number of authorized signatures required for this purpose.

(6) Enter into written lease for the purpose of renting and maintaininga Safe Deposit Box in this Financial Institution. Number of authorized signatures required for this purpose.

D. I further certify that this association has, and at the time of adoption of this resolution had, full power and lawful authority to adopt the forgoing resolutions and to confer the powers granted to the persons named who have full power and lawful authority to exercise the same.

NOW THEREFORE, BE IT RESOLVED THAT:

Laurie L. Cooper

Joe D. Cron

Wade Boggs

Kenneth Welch

Tom Tittle

is (are) authorized as a legal representative of this organization and its Governing Board, and its heirs, assigns, and successors forever, to act on its behalf in acquiring federal surplus property and so obligate said organization and Governing Board to the certifications and agreements contained in this document and on the distribution document; and that such person or persons are further authorized, at his or her discretion, to further delegate this authority to any employee of the Applicant for the purpose of acquiring surplus property for use by the Applicant organization, and

That this authorization shall remain in full force and effect until. revolved or revised by written notice of the Applicant to the State Agency. It is the responsibility •of the Applicant to notify the State Agency of any changes of the aboyenamed representatives.

DATE 8/9/95

Resolution 2-95

RESOLUTION OF GOVERNING BOARD

WHEREAS, the Department of General Services, Property Utilization Division, by authority of the Federal property and Administrative Services Act of 1949, as amended, makes available federal surplus personal property to public agencies for public purposes and to nonprofit, tax-exempt health and educational institutions, and

WHEREAS, Town of Kingston Springs, hereafter referred to as the Applicant, is desirous of utilizing the services and resources of the Department of General Services, Property Utilization Division, hereafter referred to as the State Agency, and

WHEREAS, the Applicant certifies that it is a public agency or nonprofit educational or health institution exempt from taxation under Section 501 of the U.S. Internal Revenue Code of 1954, and

WHEREAS, the Applicant further certifies that the property is needed and will be used for carrying out or promoting for the residents of a given political area one or more public purposes and for no other purpose, or be used for public health or educational purposes including research and for no other purpose, and

WHEREAS, the Applicant agrees that all items of property shall be placed in use for the purposes for which acquired within one year of receipt and shall be continued in use for such purposes for one year from the date the property was placed in use, and in the event the property is not so placed in use, or continued in use, the donee shall immediately notify the State Agency, and return said property to the State Agency, as directed, and

WHEREAS, the Applicant further agrees to adhere to any additional periods of restrictions placed on the property by the State Agency which shalll include a total period of use restrictions for at least 18 months on all passenger motor vehicles and other items of property with a unit acquisition cost of $5000 or more; and additional special terms, conditions, reservations and restrictions on aircraft, vessels, special limited or restricted use items, and other items as specified in a Conditional Transfer Document or written on the face of the distribution document, and

WHEREAS, the Applicant further agrees that during the period of restriction, it will not sell, trade, lease, lend, bail, encumber, or otherwise dispose of such property without prior approval of the General Services Administration or the State Agency, and in the event property is so disposed of without prior approval of the General Services Administration or the State Agency, the Applicant will be liable for the fair market value or the fair rental value of such property as determined by the General Services Administration or the State Agency, and

WHEREAS, the Applicant further certifies that it has the necessary funds to pay the handling or service charges or fees assessed by the State Agency and will remit such handling or services charges or fees within 90 days of receipt, and

WHEREAS, it is understood that all property acquired regardless of acquisition cost or service charges will he on an "as is", "where is" basis, without warranty of any kind, and

Resolution 3-95

A RESOLUTION REQUESTING THAT PROFESSIONAL SERVICES GROUP, INC. (PSG) EVALUATE THE TOWN OF KINGSTON SPRING'S WASTEWATER COLLECTION SYSTEM AND PROVIDE TECHNICAL ASSISTANCE AND A PLAN TO ENABLE THE TOWN TO REDUCE INFILTRATION/ INFLOW

WHEREAS, the Town of Kingston Springs is interested in identifying the type, extent and cause of infiltration/inflow in its wastewater collection system, AND

WHEREAS, the Town of Kingston Springs desires PSG to perform a collection system assessment and to provide technical assistance and a written plan to enable the Town to reduce infiltration/inflow, AND

WHEREAS, for collection system problems which can be corrected by on-site training or within the Town's normal wastewater O&M budget, PSG will proceed to work with Town personnel to implement solutions, AND

WHEREAS, for collection system problems requiring capital expenditures, PSG will prepare a written report of recommendations and present it to the Town, AND

WHEREAS, there will be no charge to the Town for services performed by PSG. PSG's services are funded through a contract with the University of Tennessee Municipal Technical Advisory Service (MTAS), NOW

THEREFORE BE IT RESOLVED that the Board of Commissioners of the Town of Kingston Springs do thereby request PSG to conduct an evaluation of the Town's wastewater collection facilities and make recommendations for reducing infiltration/inflow.

BE IT FURTHER RESOLVED that the Board of Commissioners of the Town of Kingston Springs recognize the significant investment of resources by MTAS and PSG for this project. Therefore, the Mayor and Board of Commissioners do resolve the following:

1. That Town officials and staff will fully co-operate with PSG and MTAS in this project.
2. That Town officials and staff will meet and work with PSG and MTAS and provide information, records and documents on wastewater operations as needed.

3. That the Board of Commissioners of the Town of Kingston Springs and Town staff will make timely and good faith efforts to implement the recommendations made by PSG and MTAS after full debate and discussion regarding such.

PASSED AND ADOPTED by the Board of Commissioners of the Town of Kingston Springs, Tennessee on this 17th day of August, 1995.

Resolution 4-95

A RESOLUTION OF THE GOVERNING BODY OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING THE ISSUANCE, SALE AND PAYMENT OF AN INTEREST-BEARING 1995 ROADWAY IMPROVEMENT PROJECT CAPITAL OUTLAY NOTE NOT TO EXCEED $100,000.00.

WHEREAS, the Board of Commissioners, the Governing Body of the Town of Kingston Springs, Tennessee, ("the Local Government") has determined that it is necessary and desirable to undertake roadway paving and drainage improvements, the 1994 Roadway Improvement Project, (the "Project") for the benefit of the citizens of the Local Government; and

WHEREAS, the Governing Body has determined that the Project will promote or provide a traditional governmental activity or otherwise fulfill a public purpose; and

WHEREAS, under the provisions of Parts I, IV, and VI of Title 9, Chapter 21, Tennessee Code Annotated (the "Act"), local governments in Tennessee are authorized to finance the cost of this project through the issuance and sale of an interest bearing capital outlay note upon the approval of the State Director of Local Finance; and

WHEREAS, the Governing Body finds that it is advantageous to the Local Government to authorize the issuance of a capital outlay note to finance the cost of the Project;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners, Governing Body of the Town of Kingston Springs, Tennessee, as follows:

Section 1. That, for the purpose of providing funds to finance the cost of the Project in and for the Local Government, the Mayor of the Local Government is hereby authorized in accordance with the terms of this resolution to issue and sell an interest-bearing capital outlay note in a principal amount not to exceed one Hundred Thousand ($100,000.00) Dollars (the "Note") at either a competitive public sale or at a private negotiated sale upon approval of the State Director of Local Finance pursuant to the terms, provisions, and conditions permitted by law. The Note shall be designated "1995 Roadway Improvement Project Capital outlay Note, Series 1995"; shall be dated as of the date of issuance; shall be sold at not less than 99% of par value and accrued interest; and shall bear interest at a rate or rates not to exceed Five and One-Half (5.5%) Percent per annum, and in no event shall the rate exceed the legal limit provided by law.

Section 2. That, the Note shall mature not later than three (3) years after the date of issuance and that the Note and any extension or renewal note shall not exceed the reasonably expected economic life of the Project, which is hereby certified by the Governing Body to be at least ten (10) years.

Section 3. That, the Note shall be subject to redemption at the option of the Local Government, in whole or in part, at any time, at the principal amount and accrued interest to the date of redemption, without a premium, or, if sold at par, with or without a premium of not exceeding one (1%) Percent of the principal amount.

Section 4. That, the Note shall be a direct general obligation of the Local Government and the Local Government hereby pledges its taxing power as to all taxable property in the Local Government for the purpose of providing funds for the payment of principal of and interest on the Note. The Governing Body of the Local Government hereby authorizes the levy and collection of a special tax on all taxable property of the Local Government over and above all other taxes authorized by the Local Government to create a sinking fund to retire the Note with interest as it shall mature in an amount necessary for that purpose.

Section 5. That, the Note shall be executed in the name of the Local Government and bear the manual signature of the chief executive officer of the Local Government and the manual signature of

the City Recorder with the Local Government seal affixed thereon; and shall be payable as to principal and interest at the office of the City Treasurer (Recorder) of the Local Government or the paying agent duly appointed by the Local Government. Proceeds of the Note shall be deposited with the City Treasurer of the Local Government and shall be paid out for the purpose of financing the Project pursuant to this Resolution and as required by law.

Section 6. That, the Note will be issued in fully registered form and that at all times during which the Note remains outstanding and unpaid, the Local Government or its agent shall keep or cause to be kept at its office a note register for the registration, exchange or transfer of the Note. The note register, if held by an agent of the Local Government, shall at all times be open for inspection by the Local Government or any duly authorized officer of the Local Government. The Note shall have the qualities and incidents of a negotiable instrument and shall be transferable only upon the note register kept by the Local Government or its agent, by the registered owner of the Note in person or by the registered owner's attorney duly authorized in writing, upon presentation and surrender to the Local Government or its agent together with a written instrument of transfer satisfactory to the Local Government duly executed by the registered owner or the registered owner's duly authorized attorney. Upon the transfer of the Note, the Local Government shall issue in the name of the transferee a new registered note or notes of the same aggregate principal amount and maturity as the surrendered Note. The Local Government shall not be obligated to make any such Note transfer during the fifteen (15) days next preceding an interest payment date on the Note or, in the case of any redemption of the Note, during the forty-five (45) days next preceding the date of redemption.

Section 7. That, the Note shall be in substantially the form attached hereto and shall recite that the Note is issued pursuant to Title 9, Chapter 21, Tennessee Code Annotated.

Section 8. That, the Note shall be sold only after the receipt of the written approval of the State Director of Local Finance for the sale of the Note.

Section 9. That, after the issuance and sale of the Note, and for each year that the Note is outstanding, the Local Government shall submit its annual budget to the State Director of Local Finance for approval immediately upon the Local Government's adoption of the budget.

Section 10. That, if the Note shall remain unpaid at the end of one (1) year from the issue date, then the unpaid Note shall be renewed or extended as permitted by law, or retired from the funds of the Local Government or be converted into bonds pursuant to Chapter 11 of Title 9 of the Tennessee Code Annotated, or any other law, or be otherwise liquidated as approved by the State Director of Local Finance.

Section 11. That, all orders or resolutions in conflict with this Resolution are hereby repealed insofar as such conflict exists and this Resolution shall become effective immediately upon its passage.

The City hereby designates the Notes as "qualified tax-exempt obligations" within the meaning and for the purpose of Section 265(b) (3) of the Internal Revenue Code of 1986. The amount of "qualified tax-exempt obligations" within the meaning of Section 265 (b) (3) of the code which is reasonably expected to be issued during calendar year 1995 by the City as an issuer (and all subordinate entities thereof) as defined in Section 265 (b) (3) of the Code will not exceed $10,000,000.00.

Duly passed and approved this 19th day of October 1995.

Resolution 5-95

A RESOLUTION DECLARING THAT CERTAIN 20-FOOT OUTLET SHOWN ON CHEATHAM COUNTY ASSESSOR'S MAP 96B, GROUP A, DENOTED THEREON AS ROAD "NOT OPEN" IS NOT A PUBLIC STREET, HAS NEVER BEEN A WORKED ROADWAY OR PUBLIC WAY SINCE THE INCORPORATION OF THE MUNICIPALITY.

WHEREAS, it has come to the attention of the Board of Commissioners that the Cheatham County Tax Assessor's Map 96B, Group A, shows thereon at Parcels 14 and 15 a road "not open"; and

WHEREAS, research has been made and it has been determined by the municipality that said road was never a part of the roads at the time of incorporation of the Town of Kingston Springs, Tennessee, that the same has never been on any official road map of the municipality and is not a worked street; and

WHEREAS, it appearing to the Board of Commissioners that Marie Hilleary has requested the same be declared as abandoned so it can be utilized in part as a driveway as a part of her property which will improve the drainage onto Mt. Pleasant Road; and

WHEREAS, the municipality would be best served to declare the same as officially abandoned and the Mayor be authorized to convey by quitclaim deed any interest the municipality might have in and to said 20-foot outlet unto Marie Hilleary.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

1. The Mayor of the Town of Kingston Springs is duly authorized to execute a quitclaim deed unto Marie Hilleary, the owner of that certain tract of land more particularly identified in Book 160, Page 620, Register's Office for Cheatham County, Tennessee, any interest said municipality might have in and to that certain 20-foot outlet depicted upon Cheatham County Assessor's Map 96, Group A, fronting on the northerly margin of the Hilleary lands.

RESOLVED this 19th day of October, 1995.

Resolution 6-95

A Resolution Calling for a Special Census of the Town of Kingston Springs

WHEREAS, it is the belief of the board of Commissioners of the town of Kingston Springs that the city has had a significant growth in its population since the 1990 federal census; AND

WHEREAS, up to two citywide special censuses may be conducted at any time between federal censuses per decade; AND

WHEREAS, the city's portion of state-shared taxes is based on certified population; AND

WHEREAS, a significant increase in population could greatly enhance the revenue resources for the town of Kingston Springs.

THEREFORE BE IT RESOLVED by the board of Commissioners of the town of Kingston Springs, Tennessee, that a special citywide census be conducted of the town of Kingston Springs. in accordance with the "Procedures for Taking Special Censuses for Population Certification" established by the Local Planning Assistance Office (LPAO) of the Tennessee Department of Economic and Community Development, with the results to be presented to the LPAO for certication.

PASSED AND ADOPTED by the board of Commissioners of the Town of Kingston Springs, Tennessee on this 21st day of December, 1995.

Resolutions 1996

Resolution 1-96

NAME OF ORGANIZATION TOWN OF KINGSTON SPRINGS

ADDRESS P. 0. BOX 256 KINGSTON SPRINGS, TN 37082

PHONE NUMBER 615-952-7.110 FAX 615-952-2397

NOW THEREFORE BE IT RESOLVED THAT:

TOM TITTLE, FIRE DEPT. CAPTAIN

LAURIE L. COOPER, CITY MANAGER

DEBBIE K. FINCH, ASSISTANT CITY MANAGER

JOE D. CRON, POLICE CHIEF

WADE BOGGS, FIRE CHIEF

KENNETH WELCH, PUBLIC WORKS DIRECTOR

T.C. SWAGGERTY, PUBLIC WORKS ASSISTANT

is (are) authorized as a legal representative of this organization and its Governing Board, and its heirs, assigns, and successors forever, to act on its behalf in acquiring federal surplus property and so obligate said organization and Governing Board to the certifications and agreements contained in this document and on the distribution document; and that such person or persons are Further authorized, at his or her discretion, to further delegate this authority to any employee of the Applicant for the purpose of acquiring surplus property for use by the Applicant organization, and

That this authorization shall remain in full force and effect until revoked or revised by written notice of the Applicant to the State Agency. It is the responsibility of the Applicant to notify the State Agency of any changes of the above named representatives.

Resolution 2-96

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, ACCEPTING THE AWARD OF A COMMUNITY ORIENTED POLICING SERVICES (COPS) GRANT FROM THE UNITED STATES DEPARTMENT OF JUSTICE UNDER THE PROVISIONS OF THE PUBLIC SAFETY PARTNERSHIP AND COMMUNITY POLICING ACT OF 1994.

WHEREAS, the Town of Kingston Springs, Tennessee has made an application for a Community Oriented Policing Services (COPS) grant from the United States Department of Justice under the provisions of the Public Safety Partnership and Community Policing Act of 1994; and

WHEREAS, a grant has been awarded to the Town of Kingston Springs, Tennessee which will provide monies and technical assistance to increase police presence, improve police and community partnerships to address crime and disorder and enhance public safety; and

WHEREAS, the Town of Kingston Springs qualifies for the use of funds under the aforesaid grant and can meet the terms and conditions of the grant guidelines.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, to formally accept the grant from the United States Department of Justice, Office of Community Oriented Policing Services (COPS) under the provisions of the Public Safety Partnership and Community Policing Act of 1994, and to be bound by the terms and conditions thereof for grant monies and financial assistance and technical assistance enuring to the benefit of the Town of Kingston Springs, Tennessee, its Public Safety Department and citizens thereof. The City Manager of the municipality is hereby authorized to accept said grant on behalf of the municipality and shall so administer the same.

RESOLVED this 15th day of February, 1996.

Resolution 3-96

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING THE MAYOR AND CITY TO EXTEND AND/OR SERVER WASTEWATER CUSTOMERS OUTSIDE THE CORPORATE LIMITS WITHIN THE TOWN OF PEGRAM, TENNESSEE.

WHEREAS, the Town of Pegram, Tennessee has approved conceptionally a planned unit development within its boundaries which has requested, potentially, wastewater treatment from the proposed development by the Town of Kingston Springs, Tennessee; and

WHEREAS, the Town of Pegram has the right to furnish sewage services to the extent of its ability under previous grants and resolutions duly adopted by said municipality; and

WHEREAS, it is desirable to explore the feasibility of treatment of wastewater from outside the corporate limits of this municipality in the event the same is duly authorized by the Board of Aldermen of Pegram, Tennessee.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

1. The Mayor of the Town of Kingston Springs and its City Manager are hereby authorized to determine the feasibility of extending wastewater treatment services from areas outside the present corporate limits from engineering feasibility reports.

2. No action will be undertaken by this municipality unless and until the same be authorized by resolution by the Board of Aldermen of the Town of Pegram, Tennessee.

3. That to the extent feasibility studies reflect it is in the best interest of the citizens of the Town of Kingston Springs and its rate paying customers for wastewater treatment services no inter local agreement or contract would be effective until the same is approved by future action of the Board of Commissioners.

RESOLVED this 21st day of March, 1996.

Resolution 7-96

A RESOLUTION AUTHORIZING THE MAYOR OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, TO EXTEND THE AGREEMENT FOR FIRE SERVICES WITH CHEATHAM COUNTY, TENNESSEE, UNDER THE SAME TERMS AND CONDITIONS OF THE EXISTING AGREEMENT DATED NOVEMBER 19, 1993, FOR AN ADDITIONAL PERIOD OF FIVE (5) YEARS.

WHEREAS, the Town of Kingston Springs, Tennessee, has heretofore entered into an agreement for fire services with Cheatham County, Tennessee, more particularly set forth in that certain agreement on record with the City Recorder dated November 19, 1993; and

WHEREAS, the aforesaid current agreement will expire on November 19, 1996; and

WHEREAS, the Board of Commissioners deems it necessary to renew said agreement for an additional period of five (5) years, under the same terms and conditions heretofore entered into with Cheatham County, Tennessee.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

The Mayor of the Town of Kingston Springs, Tennessee, is hereby authorized to enter into an agreement for fire services under the same terms and conditions of the existing agreement which will expire on November 19, 1996, for an additional period of five (5) years, the same being necessary for the protection of persons and properties within the Town of Kingston Springs, Tennessee, and in accordance with the public policy of the municipality and the laws of the State of Tennessee.

RESOLVED this 15th day of August, 1996.

AGREEMENT FOR FIRE SERVICES

THIS AGREEMENT, made and entered into this 1st day of November, 1996, by and between the Town of Kingston Springs, Tennessee, hereinafter sometimes referred to as “Town”, and the County of Cheatham, Tennessee.

WHEREAS, the Town of Kingston Springs uses facilities, equipment and personnel to provide said fire protection and other services which are normally considered to be within the scope of fire departments, including, but not limited to, rescue and Emergency Medical Services at the First Responder level.

NOW, THEREFORE, in consideration of the premises and the mutual covenants of the parties hereto, and pursuant to Section 6-54-601(C), Tennessee Code Annotated, it is agreed as follows:

1. In accordance with the other terms and provisions hereof, the Town of Kingston Springs may provide fire protection to the properties belonging to or rented by citizens of Cheatham County living within the Emergency Services District (ESN) boundaries in affect on this date and which identifies the area serviced by the Kingston Springs Volunteer Fire Department, the service area, or render aid to any fire departments which serve other areas within Cheatham County.

2. The fire department of the Town of Kingston Springs may answer any and/or all emergency calls to the area defined in part 1 and will respond with suitable fire fighting and/or other apparatus and equipment, consisting of at least the following: one (1) pumper and (1) tanker or appropriate support vehicle, manned by at least four (4) members of the fire department, who will render all assistance possible in the saving of life and property.

The failure to furnish the service herein agreed upon because of weather, road conditions, the unavailability of such apparatus and equipment or manpower in connection with the fighting of other fires, or for any other reason shall not be taken as a breach of this Agreement. the decision of the Chief of the Fire Department, or other fire department officer in charge, not to respond to a County fire call, or to return to the Town of Kingston Springs because of an emergency within the city limits of the Town of Kingston Springs shall be final in all such matters.

The Town of Kingston Springs will not be liable to the County of Cheatham for loss or damage of any kind whatever resulting from any failure to prevent or extinguish any fire, whether such loss or damage is caused by the negligence of the officers, agents, or employees of the city or its fire department, or otherwise.

The Town will hold Cheatham County, Tennessee harmless against claims resulting from the acts or omissions of its officers, agents and employees in carrying out the services contemplated by this agreement.

The Town will make no claim against the County on account of damage to the property of the Town while in the fire service of the County and will carry Worker's Compensation insurance protecting itself against personal injury damage claims of its fire fighters for personal injuries sustained while providing service in the County and will further protect itself against claims resulting from negligent acts of the fire fighters in the employ of the Town, in compliance with those amounts of liability established in Tennessee Code Annotated, Section 29-20-101, et seq.

The Town of Kingston Springs will name Cheatham County, Tennessee as an additional insured on its General Liability Insurance Policy and will maintain insurance coverage in the amount of $130,000.00 per person and $350,000.00 per occurrence. In the event said policy of insurance should lapse or said insurance be terminated, or notice of insolvency of the insuror be given, this agreement shall terminate upon Cheatham County, Tennessee giving 24 hours notice to said Town.

3. Subject to the provisions set forth herein, the enumerated services shall be provided commencing upon full execution of this agreement for a period of five (5) Years.

4. This Agreement is entered into by the parties, after appropriate enabling resolutions have been adopted by their respective legislative bodies, to address the public policy provisions enunciated in Section 6-54-601 et se q. of Tennessee Code Annotated that government units cooperate to enable firefighting service to be rendered in an otherwise unprotected area. Further, it is specifically recognized by the Town that it is in its own best interests to enter into this Agreement in order to protect property located within its boundaries from the encroachment of fires started outside its boundaries, to have jurisdiction within the protected area to solicit contributions and/or to issue billing, where appropriate for services rendered, and to provide additional training and experiences for its firefighting personnel. However, the Town specifically acknowledges that Cheatham County cannot assure it that it shall have an exclusive right to solicit contributions within the protected area.

5. Subject to the provisions of paragraph 6 below, this Agreement shall automatically renew for successive terms of one fiscal year.

6. Either party, upon thirty (30) days written notice to the other party, may cancel this Agreement and, upon the expiration of such notice, the rights and liabilities hereunder shall cease and this Agreement shall be deemed terminated.

7. Cheatham County, Tennessee agrees its officers and employees will not interfere with the Town's deliver of the services to be rendered.

8. That this agreement is executed for the public policy considerations under the laws of the State of Tennessee and in no manner is an agency created wherein the Town is an agent of Cheatham County, Tennessee.

IN WITNESS WHEREOF, the parties have hereunto set their hands this 1st day of November, 1996.

Resolution 8-96

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, PURSUANT TO THE KINGSTON SPRINGS MUNICIPAL CODE, AS ADOPTED UNDER ORDINANCE NO. 95-008, ESTABLISHING NEW USER RATES FOR ALL PERSONS UTILIZING THE CITY'S WASTEWATER TREATMENT FACILITIES AS AUTHORIZED IN TITLE 18, SECTION 114, KINGSTON SPRINGS MUNICIPAL CODE.

WHEREAS, the Town of Kingston Springs, Tennessee, by virtue of Ordinance No. 95-008, has adopted a codification of Ordinances known as the Kingston Springs Municipal Code; and

WHEREAS, it has come to the attention of the Board of Commissioners that the user rates for persons utilizing the city's wastewater treatment facilities should be modified, in accordance with local and state law; and

WHEREAS, the user rate and base rate calculations attached hereto on Exhibit "A" should become the user rates for wastewater treatment facilities effective with the October billing.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

1. The user rate and base rate schedule attached hereto as Exhibit "A" shall hereafter become the user rates for all persons utilizing the city wastewater treatment facilities in accordance with Title 18, Section 114, Kingston Springs Municipal Code.

RESOLVED this 15th day of August, 1996.

Resolution 9-96

A RESOLUTION DECLARING THAT CERTAIN 20-FOOT OUTLET SHOWN ON CHEATHAM COUNTY ASSESSOR'S MAP 96B, GROUP A, DENOTED THEREON AS ROAD "NOT OPEN" IS NOT A PUBLIC STREET, HAS NEVER BEEN A WORKED ROADWAY OR PUBLIC WAY SINCE THE INCORPORATION OF THE MUNICIPALITY.

WHEREAS, it has come to the attention of the Board of Commissioners that the Cheatham County Tax Assessor's Map 96B, Group A, shows thereon north of Parcel 18 a road "not open"; and

WHEREAS, research has been made and it has been determined by the municipality that said road was never a part of the roads at the time of incorporation of the Town of Kingston Springs, Tennessee, that the same has never been on any official road map of the municipality and is not a worked street; and

WHEREAS, it appearing to the Board of Commissioners that James D. Forrest and wife, Barbara J. Forrest, have requested the same declared as property not owned by the Town and hereafter be utilized as a part of their property; and

WHEREAS, the municipality would be best served to declare the same as officially not owned by the Town of Kingston Springs and the Mayor be authorized to convey by quitclaim deed any interest the municipality might have in and to said 20-foot outlet unto James D. Forrest, and wife, Barbara J. Forrest.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

1. The Mayor of the Town of Kingston Springs is duly authorized to execute a quitclaim deed unto James D. Forrest and wife, Barbara J. Forrest, the owners of that certain tract of land more particularly identified in Book 325, Page 124, Register's Office for Cheatham County, Tennessee, any interest said municipality might have in and to that certain 20-foot outlet depicted upon Cheatham County Assessor's Map 96, Group A, north of Parcel 18, contiguous with the lands of Forrest, et ux.

RESOLVED this 15th day of August, 1996.

Resolution 10-96

A RESOLUTION OF INTENT TO PURSUE THE INTRODUCTION AND PASSAGE OF LEGISLATION ENABLING THE TOWN OF KINGSTON SPRINGS, TENNESSEE TO LEVY AND COLLECT A DEVELOPMENT TAX OR IMPACT FEE ON NEW DEVELOPMENT IN THE CITY

WHEREAS, Kingston Springs, Tennessee, located within the Nashville metropolitan statistical area, has been impacted by this tremendous growth; and,

WHEREAS, new residential development and growth has increased Kingston Springs' population more that 58% since the 1990 U. S. Census; and,

WHEREAS, new residential and commercial development in Kingston Springs is expected to continue into the next century; and,

WHEREAS, the new growth and development is straining the city's ability to provide adequate infrastructure and public facilities to serve the increasing population;

NOW THEREFORE, BE IT RESOLVED by the City Commission of the City of Kingston Springs that:

In order to provide that new development within Kingston Springs contributes its fair share of the cost of providing public facilities and services made necessary by such new development, the City Commission shall draft a bill enabling the Town of Kingston Springs to levy and collect either a development tax or an impact fee on new development in the city. Provided further that the city shall seek introduction and passage of said bill during the 1997 session of the Tennessee legislature.

Adopted the 19th day of December, 1996.

Resolutions 1997

Resolution 1-97

A RESOLUTION URGING FAIR DISTRIBUTION OF INTERMODAL SURFACE TRANSPORTATION EFFICIENCY ACT (ISTEA) FUNDS.

WHEREAS, Congress, in 1991, enacted the landmark ISTEA legislation that fir the first time provided for effective intergovernmental cooperation in meeting the nation's transportation objectives; and

WHEREAS, local Metropolitan Planning Organizations (MPO's) have assured local governments with population greater than 5,000 a meaningful role in setting transportation priorities; and

WHEREAS, ISTEA must be renewed before September 30, 1997 and Congressional leaders have placed it on a fast track for legislative action; and

WHEREAS, cities with population of less than 5,000 are not in the direct funding formula and have needs as great as cities of over 5,000 population; and

BE IT FURTHER RESOLVED, that members of Congress from Tennessee take cognizance of the status of smaller cities and insure a fairer funding formula to all; and

FINALLY, BE IT FURTHER RESOLVED, that copies of this resolution be sent to Senators Bill Frist and Fred Thompson, all Tennessee U. S. Representatives, Rodney Slater, Secretary of the U.S. Dept. of Transportation and Bruce Saltsman of the Tennessee Dept. of Transportation.

BE IT FURTHER RESOLVED, by the City Commission that this resolution shall take effect immediately from and after its passage, the public welfare requiring it.

Resolution 2-97

A RESOLUTION URGING THE REPEAL OF THE STATUTORY DEPRECIATION TABLES FOR PERSONAL PROPERTY

WHEREAS, the General Assembly, as of January 1, 1991, legislated a new schedule for the accelerated depreciation of tangible personal property of business; and

WHEREAS, these new tables applied only to locally assessed business property; and

WHEREAS, railroads, airlines, and other utilities that are centrally assessed at the state level. sought equalization in federal district court; and

WHEREAS, the courts granted these plaintiffs equalization relief constituting a 15% reduction in their personal property assissments for the taxable years 1991-1995; and

WHEREAS, other plaintiffs, including Bell South Communications, have now petitioned the State Board of Equalization for a 15% reduction in their personal property assissments for the tax years 1994-96; and

WHEREAS, the equalization relief sought by Bell South alone comes to approximately $5 million annually for counties and $2 million per year for cities in lost property tax revenues; and

WHEREAS, these losses will have to be made up by increasing the property tax on homeowners, property owners, and businesses, or by a reduction in the level of services; and

WHEREAS, the loss of these revenues is a direct result of the accelerated depreciation tables put into effect in 1991;

NOW, THEREFORE, BE IT RESOLVED that the Governor and the General Assembly are urged to work together to repeal the accelerated depreciation tables codified at T.C.A. 67-5-903 and to replace them with a more graduated schedule or, alternately, to direct the State Board of Equalization to promulgate a new depreciation schedule that will be more equitable for all the state's taxpayers; and

BE IT FURTHER RESOLVED, that copies of this resolution be sent to Governor Don Sundquist, Lt. Governor John Wilder, House Speaker Jimmy Naifeh, Sen. Doug Henry, Rep. Matt Kisber, and to our local members of the General Assembly.

Passed by the Town of Kingston Springs, Tennessee on March 20, 1997.

Resolution 3-97

A RESOLUTION GRANTING AND APPROVING A CABLE FRANCHISE AGREEMENT WITH INTERMEDIA PARTNERS OF WEST TENNESSEE, L.P. AND AUTHORIZING THE MAYOR OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE TO ENTER INTO A CONTRACTURAL AGREEMENT FOR CABLE TELEVISION SERVICES WITHIN THE MUNICIPALITY.

WHEREAS, the Town of Kingston Springs, Tennessee has heretofore granted a cable television franchise to Intermedia Partners, more particularly set forth by Ordinance 82-002; and

WHEREAS, the aforesaid current agreement will expire on May 15, 1997; and

WHEREAS, pursuant to Section 9-101, Kingston Springs Municipal Code, authorizes the grant of a franchise by the Board of Commissioners; and

WHEREAS, the Board of Commissioners deems it necessary to establish a new agreement for a cable television franchise.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee as follows:

> A Cable Television Franchise Agreement granting a CATV franchise to InterMedia Partners of West Tennessee, L.P., is here and now approved and the Mayor of the Town of Kingston Springs, Tennessee is hereby authorized to enter into said agreement by contract with Intermedia Partners, Inc. for a period of 15 years under terms and conditions provided in that contract, a copy of same attached hereto.

RESOLVED this 17th day of April, 1997.

CITY OF KINGSTON SPRINGS CABLE TELEVISION FRANCHISE AGREEMENT

April 17, 1997

WHEREAS, InterMedia Partners of West Tennessee, L.P. ("InterMedia") has been operating a cable communications system ("System") within the City of Kingston Springs, Tennessee ("the City") pursuant to a franchise dated May 20, 1982 ("Prior Franchise); and

WHEREAS, InterMedia has requested the City to renew its right and authority to continue to operate a System in the City; and

WHEREAS, the City has determined that the grant of a new nonexclusive franchise to InterMedia and the continued operation of the System following the expiration of the Prior Franchise is consistent with the public interest;

NOW, THEREFORE, in consideration of the mutual promises and undertakings herein; and other good and valuable consideration, the receipt and adequacy of which is hereby acknowledged,

THE PARTIES DO HEREBY AGREE AS FOLLOWS:

Section 1. DEFINITIONS Unless otherwise specifically provided, or unless clearly required by the context, the words and phrases defined in this section shall have the following meanings when used in this Agreement:

Cable Television Service. The provision of television reception, communications and/or entertainment services for direct or indirect compensation, or as otherwise provided by this Agreement, and distributing the same over a Cable Television System.

Cable Television System. A facility consisting of a set of closed transmission paths and associated signal generation, reception, and control equipment that is designed to provide Cable Television Service to multiple subscribers within a community, not including a facility or combination of facilities that serves only to retransmit the television signals of one or more television broadcast stations; or a facility or combination of facilities that serves only subscribers in one or more multiple unit dwellings under common ownership, control or management, unless such facility or facilities use any public right-of-way or public utility easement.

Channel. A portion of the electro-magnetic frequency spectrum (or any other means of transmission, including but not limited to optical fibers) which is capable of carrying the equivalent of one (1)

six-megaHertz television broadcast signal and includes uses of all or any portion of such band of frequencies.

City. The City of Kingston Springs.

City Council. The City Council of the City of Kingston Springs, State of Tennessee.

Commercial Subscriber. All subscribers not defined as either residential or noncommercial.

FCC. The Federal Communications Commission.

Cable Act. The Cable Communications Policy Act of 1984, as amended, 47 U.S.C. § 521 rA seq.

Effective Date: The Effective Date shall be as defined in Section 28.

Franchise. The nonexclusive rights granted pursuant to this Agreement to construct, operate, and maintain a Cable Television System along the public rights of way within all of the City. Any such authorization, in whatever form granted, shall not mean or include any license or permit required for the privilege of transacting and carrying on a business within the City as required by other ordinances and laws of the City.

Grantee. The person, partnership, firm, or corporation which is a party hereto and the lawful successor, transferee or assignee of said person, firm, or corporation.

Gross Revenues. The following types of revenue received by a Grantee directly from the operations of a Cable Television System in the City: regular subscriber service fees, per channel pay services, leased channel revenues, advertising revenues, home shopping commissions received by Grantee derived from the sale of merchandise on such channels on the System, installation charges, converter and remote control rental revenues.

Service Area. The geographical area within the incorporated limits of the City as now exist or hereafter are expanded.

Non-Commercial. Any public, educational or governmental institution. Person. Any individual, firm, partnership, association, corporation, or organization of any kind.

Residential Subscriber. A subscriber who receives Cable Television Service in a single family home or in an individual dwelling unit of a multiple dwelling, where the service is not to be utilized in connection with a business trade or profession.

Street(s). The surface of and the space above and below any publicly owned or maintained property or right-of-way, street, road, highway, freeway, land, path, alley, court, sidewalk, parkway, or drive, now or hereafter existing as such written the City.

Subscriber. Any person or entity lawfully receiving any portion of the Cable Television Service of a Grantee pursuant to this Agreement.

Section 3. TERM OF FRANCHISE.

The term of this Agreement shall commence on the Effective Date, as defined in Section 28 herein, and shall continue for a period of fifteen (15) years.

Section 4. REVOCATION OF FRANCHISE AND OTHER PENALTIES.

(a) Subject to the provisions of this section, City reserves the right to revoke, at any time, the Franchise granted hereunder and rescind all rights and privileges associated therewith in the event that:

(1) Grantee has not substantially complied with a material provision of this Franchise Agreement, or of any supplemental written agreement entered into by and between the City and the Grantee; or

(2) Grantee has made a material false statement in the application for the Franchise, knowing it to be false, or Grantee commits a fraud in its conduct or relations under the Franchise with the City; or

(3) Grantee becomes insolvent, enters into receivership or liquidation, files for bankruptcy or assignment for benefit of creditors, is unable to pay its debts as they mature, unless the Grantee is in due process of contesting such debts; or

(4) Grantee fails to comply with any final federal or state judgment arising directly from the exercise of Grantee's rights under its Franchise; or (5) Grantee fails to provide or maintain in full force and effect the bond and insurance policies required by this Agreement; or

(6) Grantee assigns, sells or transfers its title or interest in its Franchise without the consent of the City Council.

(b) In the event that the City shall make a preliminary decision to revoke the Franchise granted hereunder, it shall give the Grantee a minimum of sixty (60) days written notice of its intention to terminate and stipulate the cause. A public hearing shall be scheduled for the end of said sixty (60) day period. If during said period, the cause shall be cured to the satisfaction of the City, the City shall declare the notice to be null and void. If the cause is not cured to the satisfaction of the City, before a Franchise may be terminated, the Grantee must be provided with an opportunity to be heard before the City Council in a public hearing in accordance with due process procedures. After the public hearing, if the City determines that the Franchise should be terminated, it shall issue a written decision containing its findings of fact and stating the specific grounds for termination. The decision to terminate a Franchise shall be subject to judicial review as provided by law.

(c) A Grantee shall not be declared in default or be subject to any sanction under any provision of this Agreement in any case where the action justifying such sanction is without the Grantee's knowledge or authorization or outside its control.

Section 5. AUTHORITY GRANTED BY THE FRANCHISE,

(a) The Grantee is hereby authorized to construct or have constructed, operate, and maintain a Cable Television System, and to engage in the business of providing Cable Television Service in the City as defined herein and for that purpose to erect, install, construct, repair, replace, reconstruct and maintain such poles, wires, cables, conductors, ducts, conduits, vaults, manholes, amplifiers, appliances, attachments, and other property as may be necessary and appurtenant to the Cable Television System; provided, however, that before any pole, wire, or other thing mentioned above which is necessary and appurtenant to the Cable Television System is placed on or within any Street, the required permits to do so must be obtained by the Grantee from the City; and, provided further, that before any such construction is commenced, the plans and specifications thereof must be approved in writing by the Public Works Director of the City of Kingston Springs.

(b) The authority granted to a Grantee pursuant to the provisions of this Agreement is not and shall not be deemed to be an exclusive right or permission. The City expressly reserves the right to grant one or more non-exclusive Franchises to operate a Cable Television System to other persons for the entire Franchise area at any time under the same substantive terms and conditions as apply to the existing Grantee. No such additional Franchise granted by the City shall in any way affect the obligations of any other Grantee.

Section 6. FRANCHISE FEE

(a) Because the City finds that the administration of a Franchise imposes upon the City additional regulatory responsibility and expense, a Grantee of any Franchise hereunder shall pay to the City, within sixty (60)) days after the end of each calendar quarter, a sum equal to five percent (5.0%) of its Gross Revenues. This fee shall be in addition to any and all taxes which are now or may be required hereafter to be paid pursuant to any federal, state, or local law. This fee shall be deemed to reimburse the City for all costs of regulating the Cable Television System of the Grantee and shall cover the expense of all regulatory requirements including, but not limited to, any performance testing required by the City under the terms of this Agreementand any renewal or transfer procedures arising hereunder.

(b) Acceptance of payments hereunder shall not be construed as a release or as an accord and satisfaction of any claim the City may have for further or additional sums payable under this Ordinance or for the performance of any other obligations hereunder.

Section 7. LIMITATIONS OF FRANCHISE.

(a) In addition to the limitations otherwise herein appearing, the Franchise is subject to the limitation that the Grantee shall at all times during the life of the Franchise hereunder be subject to the lawful exercise of its police power by the City and other duly authorized regulatory state and federal bodies and shall comply with any and all ordinances which the City has adopted or shall adopt applying to the public generally and shall be subject to all laws of the State of Tennessee and the United States.

(b) Time shall be of the essence in any Franchise granted hereunder. The Grantee shall not be relieved of its obligations to comply promptly with a provision of this Agreement by the failure of the City to enforce compliance. Failure of the City to enforce any breach by the Grantee shall not constitute a waiver by the City.

(c) Any poles, cable, electronic equipment or other appurtenances of the Grantee to be installed in, under, over, along, across or upon a Street shall be so located so as to cause minimum interference with the public use of the Streets and to cause minimum interference with the rights of other users of the Streets or of property owners who adjoin any of the streets.

(d) In the event of disturbance of any Street, other public property, or private property by Grantee, it shall, at its own expense and using reasonable efforts, replace and restore property to the condition existing before the work was done.

(e) Grantee shall contract, maintain and operate the Cable Television System so as to cause minimum inconvenience to the general public. All excavations shall be properly guarded and protected. All excavations shall be filled and the surface restored promptly after completion of the work at Grantee's sole cost and expense. The Grantee shall at all times comply with all excavation ordinances of the City.

(f) The Grantee shall, upon reasonable notice from any person holding a building moving permit issued by the City, temporarily alter its facilities to permit the moving of such building. The actual cost of such altering shall be borne by the person requesting the altering and the Grantee shall have the right to request payment in advance. For the provisions of this Ordinance, reasonable notice shall be construed to mean at least seventy-two (72) hours prior to the move.

(g) If, at any time, in case of fire or disaster in the City it shall become necessary in the judgment of the City Manager or the Chief of the Fire Department or their designee to cut or move any of the wires, cable amplifiers, appliances, or appurtenances thereto of the Grantee, such cutting or moving may be done and any repairs rendered necessary thereby shall be made by the Grantee at no expense to the City.

Section 8. ADDITIONAL, CITY RIGHTS IN FRANCHISE.

(a) Unless otherwise prohibited by State or Federal law, or where jurisdiction has been or shall be conferred upon a local, State or Federal commission, board or body, the City reserves the right by ordinance or resolution to regulate the Cable System as to the rates and charges to be paid by the subscribers for the Service, the quality of Service to be provided subscribers; the rate of construction of facilities so as to serve the territorial areas of the City, and to promulgate rules and regulations it may now or hereafter lawfully impose in keeping with and not in conflict with the City's police powers and applicable State or Federal law.

(b) The City reserves the right upon reasonable notice to require the Grantee at his expense to protect, support, temporarily disconnect, relocate or remove from the Streets any property of the Grantee by reason of traffic conditions, public safety, street construction or excavation, change or establishment of street grade, installation of sewers, drains, water pipes, power or communication lines, tracts, or other types of structure or improvements by governmental agencies. Reasonable notice for this provision of the Agreement shall be construed to mean at least thirty (30) days except in the case of emergencies where no specific notice period shall be required.

(c) In the event of the failure by the Grantee to complete any work required by subsection (a) above or any work required by City law or ordinance within the time established, the City may cause such work to be done and the Grantee shall reimburse the City the reasonable costs thereof within thirty (30) days after receipt of an itemized list of such cost.

(d) The City reserves the right, in the event of an emergency or disaster, to require the Grantee to make available to the City Manager, upon request, Grantee's audio override, if any, and Community Channel, if any, at no cost, for emergency use during such emergency or disaster period. Grantee's obligation to provide emergency override capability shall be subject to the lawful regulations of the Federal Communications Commission.

(e) The City reserves the right during the life of any Franchise hereunder to inspect, upon reasonable notice, at all reasonable hours, the Grantee's contracts and engineering records dealing with Gross

Revenue and technical service provided by Grantee, provided that information pertaining to service to individual subscribers will be available pursuant to Section 631 of the Cable Act.

(f) The City reserves the right during the life of any Franchise granted hereunder, to install and maintain free of charge upon the poles or in the conduits of a Grantee any wire and pole fixtures necessary for municipal networks such as police and fire, on the condition that such installations and maintenance thereof do not interfere with the operations of the Grantee.

(g) The City reserves the right during the life of any franchise granted hereunder, to reasonably inspect all construction or installation work performed subject to the provisions of this Agreement.. At its own expense, the City may also perform measurements upon and randomly inspect any portion of a Grantee's system to ensure compliance with the technical standards under which the Grantee is authorized to operate provided that such measurement or inspection does not interfere with the operation of the Cable Television System.

(h) At any time during the term of the Franchise, and upon thirty (30) days notice, the City reserves the right to hold a public hearing for the expressed purpose of reviewing the general and specific performance of the Grantee with regard to all Franchise provisions contained herein.

(i) Any right or power in or duty impressed upon any officer, employee, department, or board of the City shall be subject to transfer by the City Council by law to any other officer, employee, department or board of the City. The City reserves all rights not specifically granted herein, and the enumerations of the rights herein shall not be construed to be a limitation of any right or power the City may otherwise have.

Section 9. PUBLIC, EDUCATIONAL, AND GOVERNMENTAL CHANNEL.

Grantee shall reserve for the City's use one (1) channel to be used for public, educational and/or governmental ("PEG") access purposes. Grantee shall have the right to use and program said channel in its sole discretion until such time as the City, on no less than ninety (90) day prior written notice, informs Grantee of its intent to exercise its right to said channel pursuant to this Section. The City shall be solely responsible for any and all equipment and expenses necessary to activate and deliver programming on the PEG channel, and generally handle the administration of such PEG channel.

Section 10. SERVICE AREA.

(a) Subject to the provisions of paragraph (b) of this Section, the Grantee of any Franchise hereunder shall offer Cable Television Service to all potential Residential Subscribers who are located within the City Limits as of the effective date of the Franchise. Subject to the provisions of paragraph (b) of this Section, the Grantee shall offer Cable Television Service to all potential Residential Subscribers within any area described in any annexation ordinance passed after the passage of this Ordinance, within one (1) year of the effective date of the said annexation ordinance.

(b) The Grantee of any Franchise hereunder shall offer Cable Television Service to all potential Residential Subscribers located within One Hundred Fifty (150) feet of Grantee's feeder cable where there exists a minimum density of twenty-five (25) dwelling units per mile. The Grantee may elect, but has no obligation, to offer Cable Television Service to areas not meeting the above standard.

(c) In the event the continued use of a Street is denied for any reasonable reason related to public health, safety or welfare, the Grantee will make every reasonable effort to provide Residential Service over alternate routes.

Section 11. CONDITION OF USE OF STREETS.

(a) The poles used for a distribution system shall be, to the extent possible, those erected and maintained by either a power company or a telephone company, or both. Notwithstanding any other provisions of this Ordinance, no poles except replacements for existing poles shall be erected by or for the Grantee, in any Street, except when necessary to service a subscriber. Any poles, wires, cable or other facilities to be constructed or installed by Grantee on or within the Streets shall be constructed or installed only at such locations and depths and in such a manner as to comply with all state statues and rules and regulations of the State of Tennessee, the City, and any other agency of competent jurisdiction.

(b) The installation of trunk and distribution lines, including service drops to subscribers, shall be made underground in areas where both telephone and power lines are underground or are placed underground and the service poles are removed. The City shall provide Grantee prior notice of all new subdivisions and other housing developments to be constructed with the City limits so that Grantee may timely coordinate with other public utilities for the joint underground placement of Grantee's cable system in such areas.

Section 12. SYSTEM DESIGN AND CHANNEL CAPACITY. The Cable Television System shall be constructed and operated in a manner as set forth in this Agreement. The Cable Television System shall have a capacity of at least 300 mHz bandwidth and shall be constructed and operated in a manner as set forth in this Agreement.

Section 13. INTERCONNECTION, Where economically reasonable and technically possible, Grantee may connect its system with other cable systems adjoining it so as to provide the widest possible combination of programming in the most efficient manner.

Section 14. SERVICE TO GOVERNMENT BUTT ,DINGS. The Grantee shall, upon request therefore, provide and furnish without charge to all public educational institutions and governmental buildings within the Service Area and within 150 feet of Grantee's existing distribution cable, one (1) service outlet. The institutions shall be entitled to receive, free of charge, the Grantee's basic cable television service.

Section 15. PARENTAL CONTROL DEVICES, The Grantee shall at all times have available parental control devices for the purpose of controlling premium television programming on individual subscriber television sets. The Grantee shall have the right to charge reasonable fees for the use of such devices.

Section 16. CONSTRUCTION STANDARDS.

(a) Grantee shall construct, install, operate and maintain the Cable Television System in a manner consistent with all laws, ordinances, construction standards, governmental requirements and the construction and operational standards contained in this Agreement.

(b) All installation and maintenance of electronic equipment shall be of a permanent nature, durable and installed in accordance with the applicable sections of the National Electric Safety Code, the National Electrical Code of the National Bureau of Fire Underwriters and all state and local codes where applicable.

(c) Antenna supporting structures (towers) shall be painted, lighted, erected and maintained in accordance with all applicable rules and regulations of the Federal Aviation Administration and all other applicable local or state codes and regulations.

(d) All construction methods and standards shall conform to standard industry practices at the time of construction, and as specified herein.

(e) Any contractor used by a Grantee for construction, installation, operation, maintenance, or repair of system equipment must be properly licensed under the laws of the State to which the contractor is licensed, and all local ordinances.

(f) The City does not guarantee the accuracy of any maps showing the horizontal or vertical location of existing substructures. In public rights-of-way, where necessary, the locations shall be verified by excavation.

Section 17. OPERATIONAL STANDARD

The Cable Television System shall be operated in compliance with the customer service standards established by the Federal Communications Commission.

Section 18. RATES AND CHARGES.

As required by law, and upon the City's request, Grantee shall file with the City schedules which shall describe all services offered, all rates and charges of any kind, and all terms and conditions relating thereto. Grantee shall have the right to pass through to its subscribers all taxes and fees related to the provision of Cable Television Service and Grantee shall have the right to itemize all such taxes and fees on the customer bills. The City Council reserves the right and authority to comment, whether publicly or in private, regarding Grantee's schedule of rates and charges.

Section 19. RIGHTS OF INDIVIDIJAI S.

(a) The Grantee shall not deny service, deny access, or otherwise discriminate against subscribers or other users, or any citizen on the basis of race, color, religion, national origin, sex or sexual orientation. The Grantee shall comply at all times with all other applicable federal, state and local laws and regulations, and all executive and administrative orders relating to nondiscrimination.

(b) Grantee shall comply with the individual privacy provisions contained in the Cable Act.

Section 20. ABILITY AND INDEMNIFICATION.

(a) The Grantee shall, at its sole cost and expense, fully indemnify, defend and save harmless the City, its officers, councils, commissions, and employees against any and all actions, liability, judgments, executions, claims or demands whatsoever by others, including, but not limited to, copyright infringement and all other damages arising out of the installation or operation or maintenance of the Cable Television System authorized herein, whether or not any act of omission complained of is authorized, allowed or prohibited by this Agreement. Grantee shall further indemnify and save the City harmless against all liabilities to others arising out of such construction, operation and maintenance, including, but not limited to, any liability for damages by reason of, or arising out of, any failure by Grantee to secure licenses from the owners, authorized distributors or licensees of programs to be transmitted or distributed by the Grantee, and against any loss, cost, expense, and damages resulting therefrom, including reasonable attorney's fees, arising out of the Grantee's exercise or enjoyment of this Franchise, irrespective of the amount of any comprehensive liability policy required hereunder.

(b) The foregoing liability and indemnity obligations of the Grantee pursuant to this section shall not apply to damages occasioned by acts of the City, its agents or employees, nor shall it be deemed a waiver of any defense of contributory negligence which the Grantee may assert against the City, its agents or employees.

Section 21. INSURANCE.

(a) At the time of filing written acceptance of the Franchise, the Grantee shall file with the City Clerk Certificates of Insurance for the following:

(1) A general comprehensive public liability insurance policy, indemnifying, defending and saving harmless the City, its officers, councils, commissioners, agents or employees from any and all claims by any person whatsoever on account of injury to or death of a person or persons occasioned by the operations of the Grantee under the Franchise granted hereunder with a minimum of liability of Five Hundred Thousand Dollars ($500,000.00) for personal injury or death of any two or more persons in any one occurrence. Renewal certificates of such insurance shall be promptly forwarded to the City Clerk as such renewals are made, and such insurance shall be constantly kept in force and effect during the term of this Franchise.

(2) Property damage insurance indemnifying, defending and saving harmless the City, its officers, councils, commissions, agents, and employees from and against all claims by any person whatsoever for property damage occasioned by the operation of a Grantee under the Franchise granted hereunder with a minimum liability of Five Hundred Thousand Dollars ($500,000) for property damage to any one person and One Million Dollars ($1,000,000) for property damage to two or more persons in any one occurrence.

(b) Such insurance as provided for in this section shall be provided at the Grantee's sole cost and expense and be kept in full force and effect by the Grantee during the existence of the Franchise and until after the removal of all poles, wires, cables, underground conduits, manholes, and other conductors and fixtures incident to the maintenance and operation of the Cable Television System as defined in the Franchise.

(c) All of the foregoing insurance contracts shall be issued and maintained by companies authorized to do business in the State of Tennessee and they shall require thirty (30) days written notice of any cancellation or reduction in coverage to both the City and the Grantee herein.

Section 22. FILING AND COMMUNICATIONS WITH REGULATORY AGENCIES.

The Grantee shall maintain copies of all petitions, applications and communications, relative to any Franchise granted pursuant to this Ordinance transmitted by the Grantee to, or received by the

Grantee from all federal and state regulatory commissions or agencies having competent jurisdiction to regulate the operations of any Cable Television System authorized hereunder Said copies shall be available for inspection by the City during regular business hours of the Grantee.

Section 23. REPORTS. The Grantee shall file quarterly with the City Manager not later than sixty (60) days after the end of each calendar quarter during which it accepted a Franchise hereunder, a letter containing the amount of the Gross Revenues for the previous calendar quarter certified by Grantee's controller or chief financial officer. At the City's expense, the City may request that an independent certified public accountant audit the Grantee's revenues statements provided under this Section.

Section 24. FRANCHISE RENEWAL. Upon completion of the term of this Franchise, the procedures for Franchise renewals as established by the Cable Act will apply.

Section 25. NOTICE. Whenever under the terms of the Franchise either party shall be required or permitted to give notice to the other, such notice shall be in writing and if to be served on the City, it shall be delivered either by first class U.S. mail or by handing such notice to the City Manager at the City municipal offices, and if to Grantee, then by delivering by first class U.S. mail or by handing such notice to such officer at such address as Grantee shall from time to time direct. The original name and address of the officer on behalf of Grantee shall be included in Grantee's acceptance of the Franchise.

Section 26. SEVERARII JTY. If any section, sentence, clause or phrase of this Ordinance is held invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity of the remainder of this Ordinance, and any portions in conflict are hereby repealed.

Section 27. CAPTIONS. The captions to sections are inserted solely for convenience and shall not affect the meaning or interpretation of the Ordinance.

Section 28. EFFECTIVE DATE. This Agreement shall take effect and be in force upon the execution by the City Council of the City of Kingston Springs, State of Tennessee and Grantee, as of the Effective Date indicated below.. Any previously adopted Cable Television Franchise Ordinance, and any amendments thereto, are hereby repealed.

IN WITNESS WHEREOF, the parties hereby accept and agree to be bound by the terms and conditions of this Franchise Agreement.

Resolution 4-97

A RESOLUTION APPROVING CHAPTER NO. 54, PRIVATE ACTS OF 1997 OF THE STATE OF TENNESSEE, THE KINGSTON SPRINGS MUNICIPAL ADEQUATE FACILITIES ACT.

WHEREAS, on December 19, 1996, the Kingston Springs City Commission approved Resolution No. 96-010 which requested the state legislature to pass a private act declaring that it is a privilege to engage in the act of development within the municipality and authorizing the Town of Kingston Springs to impose a tax on new development; and

WHEREAS, said private act was passed as Chapter No. 54, Private Acts of 1997, and returned without signature by the Governor of the State of Tennessee on May 29, 1997; and

WHEREAS, Chapter No. 54, Private Acts of 1997, provides that said act shall not become effective unless approved by at least two-thirds (2/3) vote of the City Commission of the Town of Kingston Springs within one year of the effective date of the act;

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the Town of Kingston Springs that:

Section 1. Chapter No. 54, Private Acts of the State of Tennessee, is hereby adopted and approved locally as the Kingston Springs Municipal Adequate Facilities Tax.

Section 2. The Mayor of the Town of Kingston Springs is hereby directed to certify this local approval of Chapter No. 54, Private Acts of 1997, to the Secretary of State.

Approved by at least two-thirds (2/3) vote of the City Commission this 19th day of June, 1997.

Resolution 5-97

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, APPROVING A CAPITAL IMPROVEMENTS PROGRAM, TOGETHER WITH A FINANCIAL PLAN UTILIZING ADEQUATE FACILITIES TAX MONIES IMPOSED UPON NEW DEVELOPMENT WITHIN THE MUNICIPALITY.

WHEREAS, Private Act Chapter No. 54, Private Acts of 1997, has passed on May 29, 1997; and

WHEREAS, Chapter No. 54, Private Acts of 1997, has been approved by two-thirds (2/3) vote of the City Commission of the Town of Kingston Springs; and

WHEREAS, the municipality must adopt a capital improvements program and financial plan for expenditure of any adequate facilities tax monies, including a proposed schedule of future projects, listed in order of construction priority, together with cost estimates and anticipated means of financing each project, over and above the annual local government operating expense, for the purchase, construction or replacement of physical assets to be implemented with the municipality, and that all tax funds collected be deposited into a special revenue or capital projects fund for the purpose of providing said public facilities.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that:

Section 1. The attached capital improvements program and financial plan for expenditure of adequate facilities tax monies, attached hereto and incorporated by reference herein, be approved as the Kingston Springs Municipal Adequate Facilities Tax Capital Improvement Program.

Section 2. Prior to the effective date of the Kingston Springs Municipal Adequate Facilities Tax, the Town shall by further resolution adopt administrative guidelines, procedures, regulations and forms by resolution.

RESOLVED this 19th day of June, 1997.

Resolution 6-97

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, PURSUANT TO THE KINGSTON SPRINGS MUNICIPAL CODE, AS ADOPTED UNDER ORDINANCE NO. 95-008, ESTABLISHING NEW USER RATES FOR ALL PERSONS UTILIZING THE CITY'S WASTEWATER TREATMENT FACILITIES AS AUTHORIZED IN TITLE 18, SECTION 114, KINGSTON SPRINGS MUNICIPAL CODE.

WHEREAS, the Town of Kingston Springs, Tennessee, by virtue of Ordinance No. 95-008, has adopted a codification of Ordinances known as the Kingston Springs Municipal Code; and

WHEREAS, it has come to the attention of the Board of Commissioners that the user rates for persons utilizing the city's wastewater treatment facilities should be modified, in accordance with local and state law; and

WHEREAS, the user rate and base rate calculations attached hereto on Exhibit "A" should become the user rates for wastewater treatment facilities effective with the September billing.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

1. The user rate and base rate schedule attached hereto as Exhibit "A" shall hereafter become the user rates for all persons utilizing the city wastewater treatment facilities in accordance with title 18, Section 114, Kingston Springs Municipal Code.

RESOLVED this 17th day of July, 1997.

Resolution 7-97

A RESOLUTION DECLARING THAT CERTAIN OUTLET OR PORTION THEREOF SHOWN ON CHEATHAM COUNTY ASSESSOR'S MAP 96B, GROUP A, DENOTED THEREON AS ROAD "NOT OPEN" IS NOT A PUBLIC STREET, HAS NEVER BEEN A WORKED ROADWAY OR PUBLIC WAY SINCE THE INCORPORATION OF THE MUNICIPALITY.

WHEREAS, it has come to the attention of the Board of Commissioners that the Cheatham County Tax Assessor's Map 96B, Group A, shows thereon north of Parcel 18 a road "not open" and which may be north of Parcel 19; and

WHEREAS, research has been made and it has been determined by the municipality that said road was never a part of the roads at the time of incorporation of the Town of Kingston Springs, Tennessee, that the same has never been on any official road map of the municipality and is not a worked street; and

WHEREAS, it appearing to the Board of Commissioners that Judy D. Hudson has requested the same declared as property not owned by the Town and hereafter be utilized as a part of her property; and

WHEREAS, the municipality would be best served to declare the same as officially not owned by the Town of Kingston Springs and the Mayor be authorized to convey by quitclaim deed any interest the municipality might have in and to said outlet unto Judy D. Hudson.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

1. The Mayor of the Town of Kingston Springs is duly authorized to execute a quitclaim deed unto Judy D. Hudson, the owner of that certain tract of land more particularly identified in Book 325, Page 493, Register's Office for Cheatham County, Tennessee, any interest said municipality might have in and to that certain outlet depicted upon Cheatham County Assessor's Map 96, Group A, north of Parcel 19, contiguous with the lands of Hudson, but south of the lands of Johnson, et ux, in Book 392, Page 452, Register's Office for Cheatham County, Tennessee.

RESOLVED this 17th day of July, 1997.

Resolution 8-97

A RESOLUTION to allow credit in the Tennessee Consolidated Retirement Retirement System for certain periods of military service rendered in the armed forces of the United States.

WHEREAS, T.C.A. § 8-34-605 authorizes a political subdivision participating in the Tennessee Consolidated Retirement System ("TCRS") to allow its employees to establish retirement credit for certain military service rendered in the armed forces of the United States; and

WHEREAS, said Section allows any such employee who is a member or retired member of TCRS, who served in the armed forces of the United States at any time from 10/15/40 through 5/7/75, to establish retirement credit for such military service on the basis of 1 day of creditable service for each 2 days of military service rendered. The member must pay the employee contributions to establish the service based upon a contribution rate of 9% which is applied to the member's eamable compensation at the time of the claim, or if not in service at the time of the claim, the member's eamable compensation at termination of employment; and

WHEREAS, said Section also allows any such member who establishes the above military service to establish an additional 6 months of retirement credit for any military service rendered in the armed forces of the United States during the periods specified above for which the employee did not receive credit in TCRS. To receive such additional credit, the member must pay employee contributions for the service based upon a contribution rate of 12% which is applied to the member's eamable compensation at the time of the claim, or if not in service at the time of the claim, the member's eamable compensation at termination of employment; and

WHEREAS, Section 8-34-605 further allows any such member who served in the armed forces of the United States during a period of armed conflict to establish retirement credit for such service without charge. Said Section defines "period of armed conflict" as: WW 14/7/17 - l l/l l/l8: WW 11 12/7/41 - 12/31/46, Korean Conflict 6/27/50- 1/31/55; and Vietnam Era 2/28/61 - 5/7/75; and

WHEREAS, credit for any of the above military service is conditioned upon the following: (1) the credit cannot be established in any other retirement system; (2) the member was honorably discharged from such military service; (3) the credit is granted conditionally upon the member becoming vested; prior to vesting, the credit may not be used to establish any rights under TCRS; and (4) the total amount of credit granted for such military service cannot exceed an aggregate of 4 years.

NOW THEREFORE, BE IT RESOLVED, that the Board of Commissioners of The Town of Kingston Springs hereby authorizes its employees to establish retirement credit for the above military service under the foregoing provisions and agrees to accept the associated liability.

RESOLVED this 18th day of September 1997

Resolution 9-97

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, APPROVING AND ADOPTING ADMINISTRATIVE GUIDELINES, PROCEDURES, REGULATIONS AND FORMS NECESSARY TO PROPERLY IMPLEMENT, ADMINISTER AND ENFORCE THE PROVISIONS OF CHAPTER NO. 54, PRIVATE ACTS OF 1997.

WHEREAS, Chapter No. 54, Private Acts of 1997, authorized the Town of Kingston Springs to impose a privilege tax on new development by passage of an ordinance, after adopting a Capital Improvements Program and by ratification of said Act; and

WHEREAS, Chapter No. 54, Private Acts of 1997, has been adopted by Ordinance 97-007, establishing a privilege tax on new development to be codified as Title 5, Chapter 5, Municipal Code of Ordinances; and

WHEREAS, Administrative Guidelines, Procedures, Regulations and Forms have been drafted to properly implement, administer and enforce the provisions allowed by the Act, it is necessary by resolution to formally adopt the same.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that the attached Administrative Guidelines, Procedures, Regulations and Forms are here and now adopted so as to properly implement, administer and enforce the provisions of Chapter No. 54, Private Acts of 1997, as further set out in the Town's Ordinance No. 97-007.

RESOLVED this 21st day of August, 1997.

Resolution 10-97

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING THE MAYOR OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, TO ENTER INTO RECIPROCAL AUTOMATIC MUTUAL AID AGREEMENTS BETWEEN THE TOWN OF KINGSTON SPRINGS FIRE DEPARTMENT AND THE TOWN OF PEGRAM, TENNESSEE FIRE DEPARTMENT.

WHEREAS, it has come to the attention of the Town of Kingston Springs, Tennessee, that it would be advantageous to the citizens to have automatic mutual aid by and between the Town of Pegram and Town of Kingston Springs fire departments so as to better protect persons and properties within both municipalities; and

WHEREAS, a Reciprocal Automatic Mutual Aid Agreement would dispatch via a tone alert paging system by the Cheatham County Central Dispatch a tone whereas the respective parties would respond to all reported structure fires within the respective municipality service areas.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that the Mayor of the Town of Kingston Springs is hereby authorized to execute a Reciprocal Automatic Mutual Aid Agreement between the Town of Kingston Springs and the Town of Pegram, Tennessee fire departments to automatically respond an available pumper and crew into adjoining service area for all structure fires via a tone alert paging system by Cheatham County Central Dispatch within the Kingston Springs and Pegram, Tennessee service areas. Said Automatic Mutual Aid Agreement by and between said governmental entities to be independent of each other and to remain in full force and effect until amended or withdrawn by either municipality.

RESOLVED this 21st day of August, 1997.

Resolution 11-97

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH SECOND SOUTH CHEATHAM UTILITY DISTRICT FOR THE CONVEYANCE OF A PORTION OF TRACT A AS SHOWN ON THE FINAL PLAT OF HARPETH VALLEY ESTATES SUBDIVISION IN EXCHANGE FOR THE INSTALLATION OF THREE FIRE HYDRANTS AT LOCATIONS TO BE DETERMINED BY THE TOWN OF KINGSTON SPRINGS AND EXECUTION OF ANY AND ALL DOCUMENTS NECESSARY TO EFFECTUATE THE SAME.

WHEREAS, the Town of Kingston Springs, Tennessee, was dedicated that portion of land known as Tract "A" on the final plat of Harpeth Valley Estates, a subdivision within the Town of Kingston Springs, Tennessee, the same being of record in Plat Book 9, Page 47, Register's Office for Cheatham County, Tennessee; and

WHEREAS, Second South Cheatham Utility District is in the process of expanding its physical plant in order to better serve citizens of the municipality and customers of said utility district and have deemed it necessary to have additional lands to accomplish the same; and

WHEREAS, the Town of Kingston Springs, Tennessee is willing to dedicate or convey a portion of the aforesaid Tract "A" to said Utility District in exchange for goods and services, to wit: the installation at the District's cost of three (3) fire hydrants, hereafter to be placed at locations that the Town deems necessary; and

WHEREAS, in order to accomplish the foregoing, the Mayor of the Town of Kingston Springs, Tennessee, is hereby authorized to enter into any and all necessary contractual agreements and execute any and all documents to exchange a portion of the aforedescribed tract of land for installation of fire hydrants to better serve the citizens of the Town of Kingston Springs with adequate fire protection services.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

1. The Mayor of the Town of Kingston Springs is hereby authorized to execute any and all documents necessary to convey that portion of Tract "A" on the final plat of Harpeth Valley Estates to Second South Cheatham Utility District in exchange for the installation of three fire hydrants at Second South Cheatham Utility District's cost at such locations as the Town may hereafter deem necessary and upon such other terms and conditions that would be in the best interest of the municipality.

2. This resolution is in the best interest of the citizens of the Town of Kingston Springs and in furtherance of the municipal enterprise.

RESOLVED this 18th day of September, 1997.

Resolution 12-97

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, EXTENDING ITS SYMPATHY TO THE FAMILY OF JAMES M. JOHNSON.

WHEREAS, James M. Johnson served as Mayor of the Town of Ashland City, Tennessee, and contributed to that community and Cheatham County, Tennessee, by virtue of his endeavors as Mayor; and

WHEREAS, by virtue of the untimely death of James M. Johnson, the Town of Kingston Springs, Tennessee, by and through its Board of Commissioners does wish to recognize all of the energies and efforts contributed by James M. Johnson to the sister city, Ashland City, Tennessee, and to formally extend the Town's deepest sympathy to the family of James M. Johnson, deceased.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

The Town of Kingston Springs, Tennessee extends its deepest sympathy to the family of James M. Johnson, former Mayor of the Town of Ashland City, Tennessee, who shall long be remembered as a man who contributed to his community, seeking to make it a better place to live.

RESOLVED this 16th day of October, 1997.

Resolution 13-97

A RESOLUTION to authorize certain optional benefit improvements for contributory employees of a political subdivision which have been enacted since the date the subdivision joined the Tennessee Consolidated Retirement System.

WHEREAS, Tennessee Code Annotated, Title 8, Chapter 34 - 37 provides that a political subdivision opting to join the Tennessee Consolidated Retirement System does so under the laws governing the System as they exist at the time the political subdivision joins the Retirement System; and

WHEREAS, subsequent legislative improvements are optional to the political subdivision if they result in increased cost to the subdivision. These optional improvements may be adopted by separate resolutions approved by the chief governing body of the political subdivision; and

WHEREAS, the Town of Kingston Springs of KINGSTON SPRINGS TOWN OF desires to adopt through one (1) single resolution certain optional benefit improvements for employees of the political subdivision which have been enacted since the date the subdivision joined the Retirement System; and

WHEREAS, the recommended employer contribution rate effective July 1, 1998 as the plan exists today is 6.31%; and

WHEREAS, the three (3) sets of optional benefit improvements from which the political subdivision desires to choose from and the respective cost associated with each such set are as follows:

Sets	Accrued Liability	Increase in Employer Rate
Set 1	$8,849	0.52%
T.C.A. § 8-36-701(b		
Compounded cost-of-living increases		
Set 2	$0	0.00%
T.C.A. § 8-36-124(a)(3)		
5% increase in base retirement benefit		
Set 3	$0	0.00%
T.C.A. § 8-34-604(c)		
Service credit for unused sick leave		
T.C.A. § 8-36-109(b)		
100% joint and survivor spouse death benefit for members with 10 years of service		
T.C.A. § 8-36-209		
Minimum benefit level increase		
T.C.A. § 8-36-204(b)(2)		
Reduce vesting requirement to qualify for retirement benefits from 10 years to 5 years		
T.C.A. § 8-36-123		
Provide inactive members with certain death and disability benefits		
T.C.A. § 8-36-208(b)		
Allow for an actuarial equivalent of an age 65 benefit for employees retiring after age 65		
T.C.A. § 8-34-605		
Service Credit for Certain periods of military service		
T.C.A. § 8-34-625		
Service credit for periods of temporary disability during which the employee was receiving workers' compensation payments based on covered employment		

T.C.A. § 8-35-203(b)(1)

Credit for service lost as a result of advanced age

T.C.A. § 8-36-108(b)

Benefits upon death in line of duty

T.C.A. § 8-36-301(a)

25-year retirement with actuarially reduced benefits

T.C.A. § 8-36-501(c)(3)

Reinstate ordinary disability projection

T.C.A. § 8-37-202(a)(4)

Limit a Group 1 member's contribution rate to 5% and 5 1/2% for Group 2 members

---

NOW, THEREFORE IT BE RESOLVED that the Town of Kingston Springs of the KINGSTON SPRINGS TOWN OF hereby authorizes all its employees to receive the benefit improvements listed in set(s) 1, 2, and 3 above pursuant to the termsand conditions contained in the applicable sections of the Tennessee Code and hereby agrees to accept the associated liability; and

WHEREAS, the recommended employer contribution rate effective July 1, 1998 including the above benefit improvements will be 6.83%.

STATE OF TENNESSEE

COUNTY OF CHEATHAM

I, Debbie K. Finch, Recorder of the Town of Kingston Springs of KINGSTON SPRINGS TOWN OF, Tennessee do hereby certify that this is a true and exact copy of the foregoing resolution that was approved and adopted at a meeting held on the ___ day of ___, 19__, the original of which is on file in this office. I further certify that ___ members voted in favor of the resolution and that ___ members were present and voting.

Resolutions 1998

Resolution 1-98

A RESOLUTION BY THE BOARD OF COMMISSIONERS AUTHORIZING THE MAYOR OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, TO EXECUTE A QUITCLAIM DEED UNDER TERMS AND CONDITIONS TO THE SECOND SOUTH CHEATHAM UTILITY DISTRICT FOR A CERTAIN PORTION OF TRACT A ON THE FINAL PLAT OF HARPETH VALLEY ESTATES SUBDIVISION.

WHEREAS, by the filing of that certain subdivision known as the final plat of Harpeth Valley Estates of record in Plat Book 9, Page 47, Register's Office for Cheatham County, Tennessee, that certain tract of land known as Tract A was dedicated to the Town of Kingston Springs and the same has been accepted by the Town of Kingston Springs with its subdivision approval; and

WHEREAS, the Town of Kingston Springs, in exchange for the installation of certain fire hydrants placed within the municipality, agrees to convey ownership of a portion of Tract A to the Second South Cheatham Utility District by quitclaim deed; and

WHEREAS, the Mayor of the Town of Kingston Springs should be authorized to execute said deed under those terms and conditions that will be in the best interest of the municipality.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

The Mayor of the Town of Kingston Springs is here and now authorized to execute a quitclaim deed as to a portion of Tract A shown on the final plat of Harpeth Valley Estates Subdivision to the Second South Cheatham Utility District in exchange for the installation of certain fire hydrants installed within the municipal limits, all being in furtherance of the municipal enterprise and under the terms and conditions of the conveyance as set forth in quitclaim deed.

RESOLVED this 15th day of January, 1998.

Resolution 2-98

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING ITS MAYOR TO ENTER INTO A UTILITY RELOCATION AGREEMENT WITH SECOND SOUTH CHEATHAM UTILITY DISTRICT FOR THE PLACEMENT OF WATER LINES WITHIN THE RIGHT-OF-WAY OF SOUTH HARPETH ROAD LOCATED WITHIN THE MUNICIPALITY.

WHEREAS, Second South Cheatham Utility District serves the municipality with potable water and is undertaking extension of its services both within and outside the city limits; and

WHEREAS, Second South Cheatham Utility District has requested to locate certain water lines on South Harpeth Road within the right-of-way of the Town's roadway in order to provide water services to its customers and to customers who are citizens of the Town.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that its Mayor be and is hereby authorized to enter into a utility relocation agreement with Second South Cheatham Utility District whereby said district is authorized to lay water lines within that portion of the right-of-way known as South Harpeth Road, a public road within the Town of Kingston Springs, Tennessee, pursuant to those terms and conditions that would be in the best interest of the municipality in order for Second South Cheatham Utility District to extend its water services to a greater area.

RESOLVED this 28th day of April, 1998.

Resolution 3-98

A RESOLUTION AUTHORIZING THE CITY MANAGER IF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, TO ENTER INTO A LEASE AGREEMENT WITH THE CHEATHAM COUNTY AMBULANCE SERVICE FOR THE USE OF SPACE LOCATED WITHIN THE MUNICIPAL FIRE DEPARTMENT BUILDING.

WHEREAS, the Town of Kingston Springs, Tennessee, has heretofore leased space to the Cheatham County Ambulance Service that certain space located within the Municipal Fire Department Building for use as a satellite headquarters by the ambulance authority; and

WHEREAS, it has come to the attention of the Board of Commissioners that the current written lease agreement has expired and the Cheatham County Ambulance Service is now a tenant at will of the municipality on a month to month basis; and

WHEREAS, it is in the best interest of the municipality and the Cheatham County Ambulance Service to enter into a new written lease agreement setting forth all terms associated therewith;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the TOwn of Kingston Springs, Tennessee, as follows:

1 . The City Manager of the Town of Kingston Springs, Tennessee, is hereby authorized to enter into a written lease agreement with the Cheatham County Ambulance Service for a term not to exceed five (5) years and for a rental sum not less than four hundred twenty five ($425.00) dollars per month, beginning base rent, and upon such other terms as are in the best interest of the municipality.

RESOLVED this 16th day of April, 1998.

Resolution 4-98

A RESOLUTION AUTHORIZING THE CHIEF OF POLICE OF THE TOWN OF KINGSON SPRINGS, TENNESSEE, TO ENTER INTO MUTUAL All) AGREEMENTS WITH THE SHERIFF'S DEPARTMENT OR POLICE DEPARTMENTS OF CHEAHTAM COUNTY, TENNESSEE, TOWN OF ASHLAND CIY, TENNESSEE, CITY OF WHITE BLUFF, TENNESSEE, DICKSON COUNTY, TENNESSEE, CITY OF DICKSON, TENNESSEE, CITY OF FAIRVIEW, TENNESSEE, TOWN OF PLEASANT VIEW, TENNESSEE, METRO NASHVILLE, TENNESSEE AND WILLIAMSON COUNTY, TENNESSEE, PURSUANT TO 6-54-307, TENNESSEE CODE ANNOTATED, FOR LAW ENFORCEMENT SERVICES TO FURNISH ONE ANOTHER ASSISTANCE IN LAW ENFORCEMENT.

WHEREAS, the Town of Kingston Springs, Tennessee, has as a department of government a Public Safety Department to render law enforcement services within its scope of operation; and

WHEREAS, the Town of Kingston Springs, in providing law enforcement services to the citizens of the municipality and pursuant to Section 6-54-307, Tennessee Code Annotated, is authorized to enter into Mutual Aid Agreements for law enforcement services between other agencies so as to render one another assistance in law enforcement; and

Whereas, IT IS IN THE BEST INTEREST OF THE MUNICIPALITY TO ENTER INTO Mutual Aid Agreements to provide law enforcement services to its citizens so as to protect persons and property and to protect the municipality as a whole:

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners o the Town of Kingston Springs, Tennessee as follows:

The Chief of Police of the Public Safety Department of Kingston Springs, Tennessee, is hereby authorized to enter into Mutual Aid Agreements pursuant to Section 6-54-307, Tennessee Code Annotated, the same in the judgment of the governing body to be advantageous to and serving the public interest of the Town and the municipality as a whole for assistance in law enforcement with the Sheriffs Department of Cheatham County, Tennessee, the Sheriff's Department of Dickson County, Tennessee, the Sheriff's Department of Metro Nashville, the Sheriff' a Department of Williamson County, the Police Department of Ashland City, Tennessee, the Police Department of the City of White Bluff, Tennessee, the Police Department of the City of Dickson, Tennessee, the Police Department of Pleasant View, Tennessee, and the Police Department of the City of Fairview, Tennessee. The authorization or permitting public safety officers to answer calls outside the corporate limits as authorized by statute and in answering such calls, is deemed to be an action of the Town and its officers and employees in a governmental capacity. Any public safety officer or employee of the Public Safety Department of the Town of Kingston Springs engaged in authorized activity pursuant to Section 6-54-307, Tennessee Code Annotated, or pursuant to orders or instructions of the Chief of Police of the Public Safety Department, shall be entitled to all rights, privileges and exemptions and immunities as if such duty or activity were performed within the corporate limits of the Town of Kingston Springs by which such person is employed.

RESOLVED this 21st day of May, 1998.

Resolution 5-98

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, PURSUANT TO THE KINGSTON SPRINGS MUNICIPAL CODE, AS ADOPTED UNDER ORDINANCE NO. 95-008, ESTABLISHING NEW USER RATES FOR ALL PERSONS UTILIZING THE CITY'S WASTEWATER TREATMENT FACILITIES AS AUTHORIZED IN TITLE 18, SECTION 114, KINGSTON SPRINGS MUNICIPAL CODE.

WHEREAS, the Town of Kingston Springs, Tennessee, by virtue of Ordinance No. 95-008, has adopted a codification of Ordinances known as the Kingston Springs Municipal Code; and

WHEREAS, it has come to the attention of the Board of Commissioners that the user rates for persons utilizing the city's wastewater treatment facilities should be modified, in accordance with local and state law; and

WHEREAS, the user rate and base rate calculations attached hereto on Exhibit "A" should become the user rates for wastewater treatment facilities effective with the September billing.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

1. The user rate and base rate schedule attached hereto as Exhibit "A" shall hereafter become the user rates for all persons utilizing the city wastewater treatment facilities in accordance with title 18, Section 114, Kingston Springs Municipal Code.

RESOLVED this 21st day of May, 1998.

Resolution 6-98

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS STATING THAT THE TOWN OF KINGSTON SPRINGS, THE TOWN OF ASHLAND CITY, THE TOWN OF PEGRAM AND THE TOWN OF PLEASANT VIEW HAVE RECOGNIZED A NEED TO PROMOTE THE ARTS IN CHEATHAM COUNTY AND TO ESTABLISH A UNIFIED ARTS COMMISSION.

WHEREAS, the mayors of each city have determined to promote the Arts, they will enter into a joint venture to create a unified Arts Commission, and

WHEREAS, the Arts Commission will be made up of seven (7) members, four (4) of which will be appointed, one (1) each by a mayor from their respective Town with the remaining three (3) to be appointed by the initial mayoral appointees; and shall,

1. Convene within thirty (30) days of the final Mayoral appointee's appointment to select the remaining three (3) members and begin conducting business,
2. Establish by-laws and other duties by which to operate,
3. Explore funding possibilities such as grants and fund-raisers
4. Locate a suitable facility for the Center for the Arts of Cheatham County, and
5. Develop promotional events.

NOW THEREFORE BE IT RESOLVED, that the Board of Commissioners of the Town of Kingston Springs do hereby support the creation of a joint Arts Commission for the promotion of the Arts within each municipality and Cheatham County.

RESOLVED this 21st day of May 1998.

Resolution 7-98

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING THE MAYOR TO ENTER INTO A 99 YEAR LEASE AGREEMENT WITH WILLIAM J. BURNS FOR PARKS AND RECREATION PURPOSES AND NAMING OF SAID PARK PROPERTY.

WHEREAS, William J. Burns, a resident and property owner within the Town of Kingston Springs, Tennessee, has made a generous proposal to lease to the Town of Kingston Springs certain real property for park and recreational purposes to supplement the existing city park.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that its Mayor be authorized to enter into a 99 year lease agreement with William J. Burns to be utilized for park and recreational purposes under terms and conditions that would be in the best interest of the municipality.

It is further RESOLVED the park and recreational property shall hereafter be named LUCILLE LILES BURNS PARK.

RESOLVED this 18th day of June, 1998.

Resolution 8-98

A RESOLUTION OF THE GOVERNING BODY OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING THE ISSUANCE, SALE AND PAYMENT OF AN INTEREST-BEARING 1998 ROADWAY IMPROVEMENT PROJECT CAPITAL OUTLAY NOTE NOT TO EXCEED $200,000.00.

WHEREAS, the Board of Commissioners, the Governing Body of the Town of Kingston Springs, Tennessee, ("the Local Government") has determined that it is necessary and desirable to undertake roadway paving and drainage improvements, the Mt. Pleasant Road Project, (the "Project") for the benefit of the citizens of the local Government; and

WHEREAS, the Governing Body has determined that the Project will promote or provide a traditional governmental. activity or otherwise fulfill a public purpose; and

WHEREAS, under the provisions of Parts I, IV, and VI of Title 9, Chapter 21, Tennessee Code Annotated (the "Act"), local governments in Tennessee are authorized to finance the cost of this project through the issuance and sale of an interest bearing capital outlay note upon the approval of the State Director of Local Finance; and

WHEREAS, the Governing Body finds that it is advantageous to the Local Government to authorize the issuance of a capital outlay note to finance the cost of the Project;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners, Governing Body of the Town of Kingston Springs, Tennessee, as follows:

Section 1. That, for the purpose of providing funds to finance the cost of the Project in and for the Local Government, the Mayor of the Local Government is hereby authorized in accordance with the terms of this resolution to issue and sell an interest-bearing capital outlay note in a principle amount not to exceed Two Hundred Thousand ($200,000.00) Dollars (the" Note") at either a competitive public sale or at a private negotiated sale upon approval of the State Director of Local Finance _pursuant to the terms, provisions, and conditions permitted by law. The Note shall be designated "1998 Roadway Improvement Project Capital Outlay Note, Series 1998"; shall be dated as of the date of issuance; shall be sold at not less than 99% of par value and accrued interest; and shall bear interest at a rate or rates not to exceed Five and One-Half (5.5%) Percent per annum, and in no event shall the rate exceed the legal limit provided by law.

Section 2. That, the Note shall mature not later than five (5) years after the date of issuance and that the Note and any extensions or renewal note shall not exceed the reasonably expected economic life of the Project, which is hereby certified by the Governing Body to be at least ten (10) years.

Section 3. That, the Note shall be subject to redemption at the option of the Local Government, in whole or in part, at any time, at the principle amount and accrued interest to the date of redemption, without a premium, or, if sold at par, with or without a premium of not exceeding One (1%) Percent of the Principle amount.

Section 4. That, the Note shall be a direct general obligation of the Local Government and the Local Government hereby pledges its taxing power as to all taxable property in the Local Government for the purpose of providing funds for the payment of principal of and interest on the Note. The Governing Body of the Local Government hereby authorizes the levy and collection of a special tax on all taxable property of the Local Government over and above all other taxes authorized by the Local Government to create a sinking fund to retire the Note with interest as it shall mature in an amount necessary for that purpose.

Section 5. That, the Note shall be executed in the name of the Local Government and bear the manual signature of the chief executive officer of the Local Government and the manual signature of the City Recorder with the Local Government seal affixed thereon; and shall be payable as to principle and interest at the office of the City Treasure (Recorder) of the Local Government or the paying agent duly appointed by the Local Government. Proceeds of the Note shall be deposited with the City Treasurer of the Local Government and shall be paid out for the purpose of financing the Project pursuant to this Resolution and as required by law.

Section 6. That, the Note will be issued in fully registered form and that at all times during which the Note remains outstanding and unpaid, the Local Government or its agent shall keep or cause to be kept at its office a note to register for the registration, exchange or transfer of the Note. The note register, if held by an agent of the Local Government, shall at all times be open for inspection by the Local Government or any duly authorized officer of the Local Government. The Note shall have the qualities and incidents of a negotiable instrument and shall be transferable only upon the note register kept by the Local Government or its agent, by the registered owner of the Note in person or by the registered owner's attorney duly authorized in writing, upon presentation and surrender to the Local Government or its agent together with a written instrument of transfer satisfactory to the Local Government duly executed by the registered owner or the registered owner's duly authorized attorney. Upon the transfer of the Note, the local Government shall issue in the name of the transferee an new registered note or notes of the same aggregate principal amount and maturity as the surrendered Note. The Local_ Government shall not be obligated to make any such Note transfer during the fifteen (15) days next preceding an interest payment date on the Note or, in the case of any redemption of the Note, during the forty-five (45) days next preceding the date of redemption.

Section 7. That the Note shall be in substantially the form attached hereto and shall recite that the Note is issued pursuant to Title 9, Chapter 21, Tennessee Code Annotated.

Section 8. That, the Note shall be sold only after the receipt of the written approval of the State Director of Local Finance for the sale of the Note.

Section 9. That, after the issuance and sale of the Note, and for each year that the Note is outstanding, the Local Government shall submit its annual budget to the State Director of Local Finance for approval immediately upon the Local Government's adoption of the budget.

Section 10. That, if the Note shall remain unpaid at the end of one (1) year from the issuance date then the unpaid Note shall be renewed or extended as permitted by law, or retired from the funds of the Local Government or be converted into bonds pursuant to Chapter 11 of Title 9 of the Tennessee Code Annotated, or any other law, or be otherwise liquidated as approved by the State Director of Local Finance.

Section 11. That, all orders or resolutions in conflict with this Resolution are hereby repealed insofar as such conflict exists and this Resolution shall become effective immediately upon its passage.

The City hereby designates the Notes as "qualified taxexempt obligations" within the meaning and for the purpose of Section 265 (b) (3) of the internal Revenue Code of 1986. The amount of "qualified tax-exempt obligations" within the meaning of Section 265 (b) (3) of the code which is reasonably expected to be issued during the calendar year 1998 by the City as an issuer (and all subordinate entities thereof) as defined in Section 265 (b) (3) of the Code will not exceed $10,000,000.00.

Duly passed and approved this 30th day of July.

Resolution 9-98

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE STATE OF TENNESSEE, DEPARTMENT OF TRANSPORTATION, FOR THAT CERTAIN HIGHWAY SAFETY IMPROVEMENT PROJECT UNDER THE HAZARD ELIMINATION PROGRAM, PROJECT NO. STP-H-249 (8) .

WHEREAS, the Town of Kingston Springs, Tennessee, can receive ninety percent of actual project costs for highway improvements on State Route 249, also known as East Kingston Springs Road; and

WHEREAS, the State of Tennessee, Department of Transportation, will commit to pay the Town of Kingston Springs ninety percent of the actual project costs up to $45,000.00 under that certain highway safety improvement Project No. STP-H-249(8), which is a part of the Department of Transportation's Hazard Elimination Program; and

WHEREAS, the Town of Kingston Springs is eligible to receive the construction monies as a local government entity and the Cheatham County Commission and Cheatham County Board of Education have agreed to fund all other costs in relation to the project not funded by the Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

1. The Mayor of the Town of Kingston Springs is hereby authorized to execute an agreement with the State of Tennessee, Department of Transportation, to implement that certain highway safety improvement project under the Hazard Elimination Program, Project No. STP-H-249(8), under the terms and conditions set forth in the agreement, a copy of which is attached hereto and incorporated by reference and to be bound by the terms thereof, coupled with the acknowledgement of remaining funding from the Cheatham County Commission and Cheatham County Board of Education.

RESOLVED this 5th day of August, 1998.

Resolution 10-98

A Resolution authorizing the Fire Chief of the Town of Kingston Springs, Tennessee, to execute mutual aid agreements pursuant to Section 6-54-601 and Sections 12-0-101 through 12-9-109, Tennessee Code Annotated, as amended, for fire fighting assistance purposes with the Town of Pegram, Town of Ashland City, City of White Bluff, Town of Dickson, City of Fairview, The Metropolitan Government For Nashville, Davidson County, Pleasant View Fire Department, Henrietta Fire Department and Harpeth Ridge Fire Department.

Whereas, the Town of Kingston Springs, Tennessee, has an organized Fire Department; and

Whereas, the Town of Kingston Springs uses its fire fighting facilities and equipment for fire protection within the scope of its fire protection service area to protect persons and properties outside the municipal limits, but within its service area to render aid when so requested; and

Whereas, Section 6-54-601 and Sections 12-0-101 through 12-9-109, Tennessee Code Annotated, as amended, does allow mutual cooperation according to a predetermined plan to render aid to other Fire Departments when an emergency exists for fire protection services.

Now, therefore, be it resolved by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

1. The Fire Chief of the Town of Kingston Springs, Tennessee is hereby authorized to execute mutual aid fire protection agreements with the following municipalities: Town of Pegram, Tennessee, Town of Ashland City, Tennessee, City of White Bluff, Tennessee, Town of Dickson, Tennessee, City of Fairview, Tennessee, The Metro Government for Nashville, Davidson County, Tennessee, Pleasant View, Tennessee Fire Department, Henrietta, Tennessee Fire Department, and Harpeth Ridge, Tennessee Fire Department. Said mutual aid fire protection agreements to be executed by the various Fire Chiefs of the respective municipalities under due authority given by their respective boards, commissions or councils. Upon receipt of fully executed agreements, the Fire Chief of the Town of Kingston Springs shall file an original with the City Manager of the Town of Kingston Springs, Tennessee, and any required person or entity.

Resolved this 15th day of October, 1998.

Resolution 11-98

A Resolution authorizing the Mayor of The Town of Kingston Springs, Tennessee, to enter into mutual aid agreements with the Public Works Department, Law Enforcement and Fire Departments of The Town of Ashland City, Tennessee, City of White Bluff, Tennessee, City of Dickson, Tennessee, City of Fairview, Tennessee, Town of Pleasant View, Tennessee, and Metro Nashville, Tennessee Pursuant to Section 12-9-101 through 12-9-109, Tennessee code Annotated, in order to enhance mutual safety.

Whereas, the Town of Kingston Springs, Tennessee has as a department of government a Public Works Department, Law Enforcement and Fire Departments to render law enforcement, fire and public work services within its scope of operation; and Whereas, the Town of Kingston Springs, in providing law enforcement, fire and public work services to the citizens of the municipality and pursuant to Section 6-54-307, Tennessee Code Annotated, is authorized to enter into Mutual aid Agreements for law enforcement, fire and public work services between other agencies so as to render one another assistance in law enforcement, fire and public works; and

Whereas, It is in the best interest of the municipality to enter into mutual aid agreements to provide law enforcement, fire and public work services to its citizens so as to protect persons and property and to protect the municipality as a whole;

Now, Therefore, Be It Resolved by the Board of Commissioners of the Town of Kingston Springs, Tennessee as follows:

The Mayor of the Town of Kingston Springs, Tennessee, is hereby authorized to enter into mutual aid agreements pursuant to Section 6-54-307, Tennessee Code Annotated, the same in judgement of the governing body to be advantageous and serving the public interest of the Town and the municipality as a whole for assistance in law enforcement, fire and public works with the Mayor of Metro Nashville, Tennessee, the Mayor of Ashland City, Tennessee, the Mayor of the City of White Bluff, Tennessee, the Mayor of the City of Dickson, Tennessee, the Mayor of Pleasant View, Tennessee, and the Mayor of the city of Fairview,Tennessee. The authorization or permitting public safety officers, Fire Fighters, and Public Work employees to answer calls outside the corporate limits as authorized by statute and in answering such calls, is deemed to be an action of the Town and its officers and employees in a governmental capacity. Any Public Safety officer, fire Fighter or Public Works Department of the Town of Kingston Springs engaged in authorized activity pursuant to Section 6-54-307, Tennessee Code Annotated, or pursuant to orders or instruction of the Chief of Police of the Public Safety Department, fire Chief of the Fire Department or Director of Public Works Department shall be entitled to all rights, privileges and exemptions and immunities as if such duty or activity were performed within the corporate limits of the Town of Kingston Springs by which such person is employed.

Resolved this 15th day of October, 1998.

Resolution 12-98

A RESOLUTION AUTHORIZING THE MAYOR OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, TO ENTER INTO A CONTRACT FOR PURCHASE OF CERTAIN FIRE EQUIPMENT IN AN AMOUNT NOT TO EXCEED EIGHTY THOUSAND ($80,000.00) DOLLARS.

WHEREAS, the Town of Kingston Springs, Tennessee, provides fire services to its citizens by its Fire Department and volunteer members thereof; and

WHEREAS, the Board of Commissioners deem it in the best interest of the Town to maintain the current ISO rating or improved rating in this and future years; and

WHEREAS, in order to provide the necessary level of fire protection services to the citizens of the Town of Kingston Springs and maintain its ISO rating, it has been determined that the purchase of new fire equipment is necessary and by companion resolution has provided for the funding of such equipment purchase.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that the Mayor of the Town be and is hereby authorized to enter into a contract for the purchase of the following firefighting equipment in a total amount not to exceed Eighty Thousand ($80,000.00) Dollars, to wit: a pumper/aerial ladder truck with elevated stream device generating a flow of approximately 1,500 gallons per minute.

It is further RESOLVED that this type of fire protection equipment will likely be purchased from another governmental entity or from a single source supplier on the open market and because it will be impractical or impossible to utilize the Town's normal competitive bidding procedures.

Unanimously RESOLVED this 17th day of September, 1998.

Resolution 13-98

A RESOLUTION OF THE GOVERNING BODY OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING THE ISSUANCE, SALE AND PAYMENT OF AN INTEREST-BEARING 1998 AERIAL FIRETRUCK PURCHASE CAPITAL OUTLAY NOTE NOT TO EXCEED $64,000.00.

WHEREAS, the Board of Commissioners, the Governing Body of the Town of Kingston Springs, Tennessee, ("the Local Government") has determined that it is necessary and desirable to improve and expand the fleet of firetrucks ("the Project") for the benefit of the citizens of the Local Government; and

WHEREAS, the Governing Body has determined that the Project will promote or provide a traditional governmental activity or otherwise fulfill a public purpose; and

WHEREAS, under the provisions of Parts I, IV, and VI of Title 9, Chapter 21, Tennessee Code Annotated (the "Act"), local governments in Tennessee are authorized to finance the cost of this project through the issuance and sale of an interest bearing capital outlay note upon the approval of the State Director of Local Finance; and

WHEREAS, the Governing Body finds that it is advantageous to the Local Government to authorize the issuance of a capital outlay note to finance the cost of the Project;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners, Governing Body of the Town of Kingston Springs, Tennessee, as follows:

Section 1. That, for the purpose of providing funds to finance the cost of the Project in and for the Local Government, the Mayor of the Local Government is hereby authorized in accordance with the terms of this resolution to issue and sell an interest-bearing capital outlay note in a principle amount not to exceed Sixty-four Thousand ($64,000.00) Dollars (the" Note")through a private negotiated sale upon approval of the State Director of Local Finance pursuant to the terms, provisions, and conditions permitted by law. The Note shall be designated "Aerial Firetruck Project Capital Outlay Note, Series 1998"; shall be dated as of the date of issuance; shall be sold at not less than 99% of par value and accrued interest; and shall bear interest at a rate or rates not to exceed Five and One-Half (5.5%) Percent per annum, and in no event shall the rate exceed the legal limit provided by law.

Section 2. That, the Note shall mature not later than five (5) years after the date of issuance and that the Note and any extensions or renewal note shall not exceed the reasonably expected economic life of the Project, which is hereby certified by the Governing Body to be at least ten (10) years.

Section 3. That, the Note shall be subject to redemption at the option of the Local Government, in whole or in part, at any time, at the principle amount and accrued interest to the date of redemption, without a premium, or, if sold at par, with or without a premium of not exceeding One (1%) Percent of the Principle amount.

Section 4. That, the Note shall be a direct general obligation of the Local Government and the Local Government hereby pledges its taxing power as to all taxable property in the Local Government for the purpose of providing funds for the payment of principal of and interest on the Note. The Governing Body of the Local Government hereby authorizes the levy and collection of a special tax on all taxable property of the Local Government over and above all other taxes authorized by the Local Government to create a sinking fund to retire the Note with interest as it shall mature in an amount necessary for that purpose.

Section 5. That, the Note shall be executed in the name of the Local Government and bear the manual signature of the chief executive officer of the Local Government and the manual signature of the City Recorder with the Local Government seal affixed thereon; and shall be payable as to principle and interest at the office of the City Treasurer (Recorder) of the Local Government or the paying agent duly appointed by the Local Government. Proceeds of the Note shall be deposited with the City Treasurer of the Local Government and shall be paid out for the purpose of financing the Project pursuant to this Resolution and as required by law.

Section 6. That, the Note will be issued in fully registered form and that at all times during which the Note remains outstanding and unpaid, the Local Government or its agent shall keep or cause to

be kept at its office a note to register for the registration, exchange or transfer of the Note. The note register, if held by an agent of the Local Government, shall at all times be open for inspection by the Local Government or any duly authorized officer of the Local Government. The Note shall have the qualities and incidents of a negotiable instrument and shall be transferable only upon the note register kept by the Local Government or its agent, by the registered owner of the Note in person or by the registered owner's attorney duly authorized in writing, upon presentation and surrender to the Local Government or its agent together with a written instrument of transfer satisfactory to the Local Government duly executed by the registered owner or the registered owner's duly authorized attorney. Upon the transfer of the Note, the local Government shall issue in the name of the transferee an new registered note or notes of the same aggregate principal amount and maturity as the surrendered Note. The Local Government shall not be obligated to make any such Note transfer during the fifteen (15) days next preceding an interest payment date on the Note or, in the case of any redemption of the Note, during the forty-five (45) days next preceding the date of redemption.

Section 7. That the Note shall be in substantially the form attached hereto and shall recite that the Note is issued pursuant to Title 9, Chapter 21, Tennessee Code Annotated.

Section 8. That, the Note shall be sold only after the receipt of the written approval of the State Director of Local Finance for the sale of the Note.

Section 9. That, after the issuance and sale of the Note, and for each year that the Note is outstanding, the Local Government shall submit its annual budget to the State Director of Local Finance for approval immediately upon the Local Government's adoption of the budget.

Section 10. That, if the Note shall remain unpaid at the end of one (1) year from the issuance date then the unpaid Note shall be renewed or extended as permitted by law, or retired from the funds of the Local Government or be converted into bonds pursuant to Chapter 11 of Title 9 of the Tennessee Code Annotated, or any other law, or be otherwise liquidated as approved by the State Director of Local Finance.

Section 11. That, all orders or resolutions in conflict with this Resolution are hereby repealed insofar as such conflict exists and this Resolution shall become effective immediately upon its passage.

The City hereby designates the Notes as "qualified taxexempt obligations" within the meaning and for the purpose of Section 265 (b) (3) of the Internal Revenue Code of 1986. The amount of "qualified tax-exempt obligations" within the meaning of Section 265 (b) (3) of the code which is reasonably expected to be issued during the calendar year 1998 by the City as an issuer (and all subordinate entities thereof) as defined in Section 265 (b) (3) of the Code will not exceed $10,000,000.00.

Duly passed and approved this 17th day of September, 1998.

Resolution 15-98

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING ITS MAYOR TO ENTER INTO AN AGREEMENT WITH THE CITY OF FAIRVIEW, TENNESSEE, TO ENTER INTO A BINDING AGREEMENT FOR A PERIOD OF FIVE (5) YEARS WHEREBY EACH MUNICIPALITY AGREES TO ANNEX WITHIN THEIR RESPECTIVE COUNTIES ONLY.

WHEREAS, the Town of Kingston Springs, Tennessee, has experienced and continues to experience growth and such growth dictates the municipality may need to annex additional territory pursuant to its powers under state law; and

WHEREAS, the City of Fairview, Tennessee, has experienced and will continue to experience like kind growth and may need to annex in the future; and

WHEREAS, Public Chapter 1101 of 1998 recognizes that municipalities may make binding agreements with other municipalities to refrain from exercising any power or privilege granted to a municipality, including its authority to annex.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

1. The Mayor of the Town of Kingston Springs, Tennessee is here and now authorized to enter into a binding agreement with the City of Fairview after its passage of a like kind resolution to enter into a binding agreement relative to their rights to annex.

2. The binding agreement between the respective Town of Kingston Springs and City of Fairview to become a part of their growth plan, shall state that any territory within their respective counties shall be the limits of any annexation boundary, making the southerly most potential corporate boundary of the Town of Kingston Springs the Williamson Cheatham County line and likewise, the northerly most boundary of the City of Fairview, the Williamson Cheatham County line as to future annexations.

3. The duration of the respective municipalities' agreement shall be for a period of five (5) years from full execution thereof.

RESOLVED this 15th day of October, 1998.

Resolution 17-98

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING THE MAYOR TO ENTER INTO A FORMAL WRITTEN LEASE AGREEMENT WITH THE STATE OF TENNESSEE, TENNESSEE BUREAU OF INVESTIGATION, FOR A LEASE TERM BEGINNING JANUARY 1, 1999, EXPIRING DECEMBER 31, 2001, AS TO SPACE HERETOFORE LEASED BY THE TOWN, QUARTERLY.

WHEREAS, as a part of the annual municipal audit of the Town of Kingston Springs, it has come to the attention of the City Recorder and City Manager that no written record can be found as to the leasehold space, to wit: one office, heretofore leased to the State of Tennessee, Bureau of Investigation; and

WHEREAS, the Town wishes to be in full compliance as to its municipal audit and the functions served thereby.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

1. The Mayor of the Town of Kingston Springs, Tennessee is here and now authorized to enter into a formal written lease agreement with the State of Tennessee, Bureau of Investigation, as to the lease of one (1) office heretofore leased on a quarterly basis to said division of the State of Tennessee for a period not to exceed three (3) years, and in accordance with the terms and conditions as recommended by the Board in the Town's minutes wherein this resolution was adopted.

RESOLVED this 17th day of December, 1998.

Resolutions 1999

Resolution 1-99

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, ENCOURAGING THE STATE OF TENNESSEE GENERAL ASSEMBLY TO ENACT LEGISLATION ALLOWING COUNTIES AND CITIES TO ENACT ZONING LAWS THAT REGULATE INDUSTRIAL/COMMERCIAL AGRICULTURE FOR THE PURPOSE OF PRESERVING HEALTH, WELFARE AND QUALITY OF LIFE AND TO ALLOW LOCAL GOVERNMENTS TO REGULATE SCREENING, BUFFER ZONES, SITE PLANS, SETBACKS AND LOCATIONS OF CONCENTRATED ANIMAL FEEDING OPERATIONS.

WHEREAS, the Board of Commissioners of the Town of Kingston Springs finds it desirable to be allowed to regulate industrial/commercial agriculture so as to preserve the health, welfare and quality of life of the citizens of the municipality and to be able to allow local government regulation for screening, buffer zones, site plans, setbacks and approved locations of concentrated animal feeding operations within the Town; and

WHEREAS, in order for the municipality to regulate the foregoing, it is necessary that the State of Tennessee General Assembly enact legislation allowing cities and counties to promulgate local law.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

It is RESOLVED to encourage the State of Tennessee General Assembly to enact legislation allowing counties and cities to enact zoning laws that regulate industrial/commercial agriculture for the purpose of preserving health, welfare and quality of life of the citizens of the Town of Kingston Springs, Tennessee and Cheatham County, Tennessee. Such zoning laws are necessary to allow local government to regulate screening, buffer zones, site plans, setbacks and to regulate the location of concentrated animal feeding operations (CAFO's).

Be it further RESOLVED that this body encourages the Department of Environment and Conservation of the State of Tennessee to enforce regulations of the Clean Water Act, also known as the Water Pollution Control Act, by requiring permits for CAFO's for point and non-point pollution and by enforcing standards that at are at least as strict as those set forth in the Clean Water Act.

Be it further RESOLVED that the Board of Commissioners of the Town of Kingston Springs encourages the Department of Environment and Conservation of the State of Tennessee to set statutory standards for control of air pollution, both as to content and odor, that will ensure clean air for the citizens of the Town and Cheatham County, Tennessee.

Be it further RESOLVED that a copy of this legislation be forwarded to Senators Kurita, Cooper, Kyle, Representatives Williams, Givens, Cross and to Commissioners Hamilton and Wheeler.

RESOLVED this 21st day of January, 1999

Resolution 2-99

A Resolution Calling for a Special Census of the Town of Kingston Springs

WHEREAS, it is the belief of the Board of Commissioners of the Town of Kingston Springs that the city has had a significant growth in its population since the 1990 federal census and the 1995 Special Census; AND

WHEREAS, up to two city-wide special censuses may be conducted at any time between federal censuses per decade; AND

WHEREAS, the city's portion of state-shared taxes is based on certified population; AND

WHEREAS, a significant increase in population could greatly enhance the revenue resources for the Town of Kingston Springs.

THEREFORE BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that a special citywide census be conducted of the Town of Kingston Springs, in accordance with the "Procedures for Taking Special Censuses for Population Certification" established by the Local Planning Assistance Office (LPAO) of the Tennessee Department of Economic and Community Development, with the results to be presented to the LPAO for certification.

PASSED AND ADOPTED by the Board of Commissioners of the Town of Kingston Springs, Tennessee on the 21st day of January, 1999.

Resolution 3-99

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF'1HE TOWN OF KINGSTON SPRINGS, TENNESSEE, TO FORM AN APPEALS BOARD AS REQUIRED BY THE SIGN ORDINANCE # 98-011.

WHEREAS, the Town of Kingston Springs adopted ordinance #98-011, The Sign Ordinance on October 15, 1998; and

WHEREAS, Ordinance #98-011 requires the formation of a Sign Appeals Board in section $.4 of same ordinance; and

WHEREAS, the Town of Kingston Springs may utilize its existing Construction Appeals Board to also serve as its Sign Appeals Board, it is necessary by resolution to approve this action.

NOW, BE IT THEREFORE RESOLVED, by the Town of Kingston Springs, Tennessee that the Construction Board of Adjustment and Appeals shall also serve as the Sign Appeals Board with staggered 3 year terms to begin March 1, 1999 and run concurrently for both boards.

RESOLVED, this 18th day of February, 1999.

Resolution 4-99

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, RESCINDING RESOLUTION NO. 98-017 AND AUTHORIZING THE MAYOR OF THE TOWN OF KINGSTON SPRINGS TO ENTER INTO A FORMAL WRITTEN AGREEMENT WITH THE STATE OF TENNESSEE, TENNESSEE BUREAU OF INVESTIGATIONS, TO PAY TO THE TOWN UTILITY EXPENSES FOR THE USE OF SPACE OCCUPIED BY THE TENNESSEE BUREAU OF INVESTIGATIONS, FOR A TERM FROM JANUARY 1, 1999, EXPIRING DECEMBER 31, 2001, TO BE PAID QUARTERLY.

WHEREAS, the Town has heretofore adopted Resolution No. 98-017 and to facilitate present agreements and future written agreements with the State of Tennessee, Tennessee Bureau of Investigations, it is necessary to rescind the heretofore adopted resolution; and

WHEREAS, to comply with audit requirements to enter into a written agreement for the reimbursement of utilities for space occupied presently and through December 31, 2001, by the State of Tennessee, Bureau of Investigations, to wit: one office within the Town's office complex; and

WHEREAS, it has been determined by the Board that a fair and reasonable reimbursement for utility rate be and hereby is established at $150.00 per quarter.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows: The Mayor of the Town of Kingston Springs, Tennessee, is here and now authorized to enter into a formal written agreement with the State of Tennessee, Bureau of Investigations, for reimbursement of utilities for the use of one (1) office space heretofore utilized by said division of the State of Tennessee, the terms of the agreement to be from January 1, 1999, and expiring December 31, 2001, at the rate of One Hundred Fifty ($150.00) Dollars per quarter.

Resolution No. 98-017 is here and now rescinded and rendered null and void.

RESOLVED this 18th day of March, 1999.

Resolution 5-99

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, TO ENGAGE JOINTLY WITH CHEATHAM COUNTY, TENNESSEE, TOWN OF ASHLAND CITY, TOWN OF PEGRAM AND TOWN OF PLEASANT VIEW, TENNESSEE, TO SECURE PROFESSIONAL ASSISTANCE OF A QUALIFIED PLANNER FOR THE PURPOSE OF IDENTIFYING AND DEVELOPING A PROPOSED IMPACT FEE FOR CHEATHAM COUNTY, TENNESSEE, IN LIEU OF EXISTING LOCAL AND COUNTY ADEQUATE FACILITIES TAXES, DEVELOPMENT FEES AND PRIVILEGE TAXES.

WHEREAS, Cheatham County, as a whole, and its individual municipalities, both separately and together, have experienced a high degree of new development causing its existing residents increased tax burdens and unknown future tax burdens by virtue of growth and development; and

WHEREAS, the tax burdens imposed upon the municipalities and Cheatham County, Tennessee directly affects the ability to educate children within the county school system, but also burdens by impact upon all departments and agencies that provide police protection, fire protection, street maintenance, parks and recreation and utility services of all kinds; and

WHEREAS, in an effort to fairly distribute revenue derived by an impact fee, in lieu of existing privilege taxes, development fees and adequate facilities taxes, it should be explored by this municipality, Cheatham County, Tennessee, and all other municipalities within the county,through the services of an independent professional planner, to identify and develop a proposed equitable impact fee.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that funds in an amount, not to exceed Fifteen Thousand ($15,000.00) Dollars, be appropriated in the budget for the year ending June 30, 2000, as this Town's portion of a fee to identify and develop an appropriate impact fee for new development in Cheatham County, in lieu of the existing development privilege taxes, development fees and adequate facilities taxes, through the use of a qualified independent and certified planner's expertise, made necessary by new development in Cheatham County, Tennessee. This resolution to be this Town's commitment, as aforesaid, with like-kind commitments to be adopted by all other affected and impacted governmental entities.

RESOLVED this 18th day of March, 1999.

Resolution 6-99

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING THE CITY MANAGER TO ACCEPT A GIFT OF CERTAIN UNIMPROVED REAL PROPERTY BY DEED TO THE TOWN WHICH IS LOCATED ON CRAGGIE HOPE ROAD, KINGSTON SPRINGS, CHEATHAM COUNTY, TENNESSEE, TO BECOME A CITY PARK AND RECREATION PROPERTY TO HEREAFTER BE KNOWN AS ULLRICH LANDING CITY PARK.

WHEREAS, Robert A. Ullrich is the owner of certain real property more particularly identified by deed of record in Book 253, Page 872, Register's Office for Cheatham County, Tennessee, to which record reference is hereby made, said real property being unimproved and located on Craggie Hope Road, Kingston Springs, Cheatham County, Tennessee; and

WHEREAS, Robert A. Ullrich has offered to gift/donate said real property to the Town of Kingston Springs, Tennessee for park and recreational use and to become a part of the Town's park system; and

WHEREAS, the contemplated transaction has been facilitated through the services of B.J. Mitcham Real Estate, Leigh Ann Richards, Affiliate Broker, for which the Town is grateful and so acknowledges the same; and

WHEREAS, Robert A. Ullrich and the Town have reached a reasonable determination as to the valuation of the gift which is $10,200.00; and

WHEREAS, in exchange for the deed vesting the real property into the Town of Kingston Springs, Tennessee, a municipal corporation, the Town will issue unto Robert A. Ullrich letter acknowledgement of receipt of the gift at the valuation aforesaid.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

The City Manager is here and now authorized to accept by deed the real property located on Craggie Hope Road, Kingston Springs, Cheatham County, Tennessee, as identified more particularly by deed of record in Book 253, Page 872, Register's Office for Cheatham County, Tennessee, by gift having a reasonable value of $10,200.00 and to so acknowledge acceptance in writing to the donor, Robert A. Ullrich.

The gift of real property shall hereinafter become municipal owned real estate and hereafter shall be utilized and developed as park and recreation property as a part of the Town's city park system.

It is further RESOLVED that by virtue of this generous donation to better serve the park and recreational needs of the citizens of our Town and the greater community, that this park, when developed, shall hereafter be known as "Ullrich Landing City Park".

RESOLVED this 20th day of May, 1999.

Resolution 8-99

RESOLUTION OF THE CITY OF KINGSTON SPRINGS, TENNESSEE APPROVING THE ASSIGNMENT AND TRANSFER OF CONTROL OF THE CABLE TELEVISION FRANCHISE HELD BY INTERMEDIA PARTNERS OF WEST TENNESSEE, L.P. TO INTERMEDIA PARTNERS IV, L.P., AN ENTITY CONTROLLED BY TCI SPARTANBURG IP-IV, LLC, AN AFFILIATE OF AT&T CORP.

WHEREAS, InterMedia Partners of West Tennessee, L.P. ("Franchisee") owns, operates, and maintains a cable television system ("System") in the City of Kingston Springs ("Franchise Authority"), pursuant to a Franchise Agreement, dated April 17, 1997, as amended (the "Franchise") and Franchisee is the current-authorized holder of the Franchise; and

WHEREAS, is proposing to close a transaction as described below (the "Transaction") to assign and transfer control of the assets, including the franchise, of the cable television system which serves your community (the "System") to InterMedia Partners IV, L.P. ('Transferee"), an entity controlled by TCI Spartanburg IP-IV, LLC ("AT&T"), an affiliate of AT&T Corp., subject to, among other conditions, any required approval of the Franchise Authority with respect thereto; and

WHEREAS, Transferee is the general partner of Franchisee. InterMedia Capital - Partners IV, L.P. (the "Partnership") in turn, is the general partner of Transferee; and

WHEREAS, in various Transaction agreements dated April-20, 1999, the following steps, and certain other interim steps of the Transaction were-agreed concerning the System: (1) Franchisee will distribute the System to its parent, Transferee; (2) a second distribution Agreement will occur whereby Transferee will distribute its equity interest in Franchisee to the Partnership; and (3) InterMedia Management, LLC, the current general partner in the Partnership, will remove itself as the general partner, and AT&T will be named as the new general partner of the Partnership; and

WHEREAS, as a result of this Transaction, Transferee will become the franchisee, and AT&T, as the general partner in the Partnership that holds the general partnership interest in Transferee, will thereby gain the ownership of and right to control, manage and operate the System; and

WHEREAS, Franchisee and Transferee have requested consent from the Franchise Authority to assign and transfer control of the assets of the System, including the Franchise, to Transferee as described herein in accordance with the requirements of the Franchise; and WHEREAS, the Franchise Authority has determined that the Transaction and the approval of the assignment and transfer of control of the System, including the Franchise, to Transferee is in the best interests of the residents of the City of Kingston Springs.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KINGSTON SPRINGS AS FOLLOWS:

Section 1. The Franchise Authority hereby consents to and approves of the Transaction, including the assignment and transfer of control of the assets of the System, which includes all rights and obligations under the Franchise, to Transferee, as controlled by AT&T.

Section 2. The transfer of the System, and later, of control of the System, including the Franchise, to Transferee and Transferee's obligations under the Franchise which accrue from and after the date of the consummation of the Transaction (the "Closing Date") shall be contingent upon and take effect only on the Closing Date. The consent and approval hereby given do not constitute and shall not be construed to constitute a waiver of any rights or obligations of any franchisee under the Franchise.

Section 3. The Franchise Authority confirms that, as of the date of this Resolution: (a) the Franchise was properly granted or transferred to Franchisee; (b) the Franchise is valid and remains in full force and effect, and expires on April 17, 2012, subject to options in the Franchise, if any, to extend such term; (c) the Franchise represents the entire understanding of the Franchise Authority and the Franchisee and

supersedes all other agreements between the Franchise Authority and the Franchisee, and the Franchisee has no obligations to the Franchise Authority other then those specifically stated in the franchise; and (d) Franchisee is materially in compliance with the provisions of the-Franchise; and there exists no known fact or circumstance which constitutes or which, with the passage of time or the giving of notice or both, would constitute a default or breach under the Franchise, or would allow the Franchise Authority to cancel or terminate the rights thereunder except upon the-expiration of the full term thereof.

Section 4. Transferee may transfer and assign the- Franchise or control related 4hereto may be transferred to any entity, directly or indirectly, owned or controlled by, controlling or under common control with AT&T-, upon notice to the Franchise Authority -of any such transfer. The Franchise Authority_ hereby consents to and approves the assignment, mortgage, pledge or other encumbrance, if any, of the Franchise, System or assets relating thereto, or the interests in the permitted holder thereof, as collateral for a loan.

Section 5. This Resolution shall be deemed effective as of the date of its passage.

Section 6. This Resolution will have the force and effect of a continuing agreement with Franchisee and Transferee, and Franchise Authority will not amend or otherwise alter this Resolution without the consent of Franchisee and Transferee.

PASSED, ADOPTED AND APPROVED by the City Council of the City of Kingston Springs this 17th day of June, 1999.

Resolution 9-99

A RESOLUTION OF THE GOVERNING BODY OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING THE ISSUANCE, SALE AND PAYMENT OF AN INTEREST-BEARING ROADWAY IMPROVEMENT PROJECT CAPITAL OUTLAY NOTE NOT TO EXCEED $100,000.00.

WHEREAS, the Board of Commissioners, the Governing Body of the Town of Kingston Springs, Tennessee, ("the Local Government") has determined that it is necessary and desirable to undertake roadway paving and drainage improvements, the 1999 Roadway Improvement Project, (the "Project") for the benefit of the citizens of the Local Government; and

WHEREAS, the Governing Body has determined that the Project will promote or provide a traditional governmental activity or otherwise fulfill a public purpose; and

WHEREAS, under the provisions of Parts I, IV, and VI of Title 9, Chapter 21, Tennessee Code Annotated (the "Act"), local governments in Tennessee are authorized to finance the cost of this project through the issuance and sale of an interest bearing capital outlay note upon the approval of the State Director of Local Finance; and

WHEREAS, the Governing Body finds that it is advantageous to the Local Government to authorize the issuance of a capital outlay note to finance the cost of the Project;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners, Governing Body of the Town of Kingston Springs, Tennessee, as follows:

Section 1. That, for the purpose of providing funds to finance the cost of the Project in and for the Local Government, the Mayor of the Local Government is hereby authorized in accordance with the terms of this resolution to issue and sell an interest-bearing capital outlay note in a principal amount not to exceed One Hundred Thousand ($100,000.00) Dollars (the "Note") at either a competitive public sale or at a private negotiated sale upon approval of the State Director of Local Finance pursuant to the terms, provisions, and conditions permitted by law. The Note shall be designated "1999 Roadway Improvement Project Capital Outlay Note, Series 1999"; shall be dated as of the date of issuance; shall be sold at not less than 99% of par value and accrued interest; and shall bear interest at a rate or rates not to exceed Five and One-Half (5.5%) Percent per annum, and in no event shall the rate exceed the legal limit provided by law.

Section 2. That, the Note shall mature not later than three (3) years after the date of issuance and that the Note and any extension or renewal note shall not exceed the reasonably expected economic life of the Project, which is hereby certified by the Governing Body to be at least ten (10) years.

Section 3. That, the Note shall be subject to redemption at the option of the Local Government, in whole or in part, at any time, at the principal amount and accrued interest to the date of redemption, without a premium, or, if sold at par, with or without a premium of not exceeding one (1%) Percent of the principal amount.

Section 4. That, the Note shall be a direct general obligation of the Local Government and the Local Government hereby pledges its taxing power as to all taxable property in the Local Government for the purpose of providing funds for the payment of principal of and interest on the Note. The Governing Body of the Local Government hereby authorizes the levy and collection of a special tax on all taxable property of the Local Government over and above all other taxes authorized by the Local Government to create a sinking fund to retire the Note with interest as it shall mature in an amount necessary for that purpose.

Section 5. That, the Note shall be executed in the name of the Local Government and bear the manual signature of the chief executive officer of the Local Government and the manual signature of the City Recorder with the Local Government seal affixed thereon; and shall be payable as to principal and interest at the office of the City Treasurer (Recorder) of the Local Government or the paying agent duly appointed by the Local Government. Proceeds of the Note shall be deposited with the City Treasurer of the Local Government and shall be paid out for the purpose of financing the Project pursuant to this Resolution and as required by law.

Section 6. That, the Note will be issued in fully registered form and that at all times during which the Note remains outstanding and unpaid, the Local Government or its agent shall keep or cause to be kept at its office a note register for the registration, exchange or transfer of the Note. The note register, if held by an agent of the Local Government, shall at all times be open for inspection by the Local Government or any duly authorized officer of the Local Government. The Note shall have the qualities and incidents of a negotiable instrument and shall be transferable only upon the note register kept by the Local Government or its agent, by the registered owner of the Note in person or by the registered owner's attorney duly authorized in writing, upon presentation and surrender to the Local Government or its agent together with a written instrument of transfer satisfactory to the Local Government duly executed by the registered owner or the registered owner's duly authorized attorney. Upon the transfer of the Note, the Local Government shall issue in the name of the transferee a new registered note or notes of the same aggregate principal amount and maturity as the surrendered Note. The Local Government shall not be obligated to make any such Note transfer during the fifteen (15) days next preceding an interest payment date on the Note or, in the case of any redemption of the Note, during the forty-five (45) days next preceding the date of redemption.

Section 7. That, the Note shall be in substantially the form attached hereto and shall recite that the Note is issued pursuant to Title 9, Chapter 21, Tennessee Code Annotated.

Section 8. That, the Note shall be sold only after the receipt of the written approval of the State Director of Local Finance for the sale of the Note.

Section 9. That, after the issuance and sale of the Note, and for each year that the Note is outstanding, the Local Government shall submit its annual budget to the State Director of Local Finance for approval immediately upon the Local Government's adoption of the budget.

Section 10. That, if the Note shall remain unpaid at the end of one (1) year from the issue date, then the unpaid Note shall be renewed or extended as permitted by law, or retired from the funds of the Local Government or be converted into bonds pursuant to Chapter 11 of Title 9 of the Tennessee Code Annotated, or any other law, or be otherwise liquidated as approved by the State Director of Local Finance.

Section 11. That, all orders or resolutions in conflict with this Resolution are hereby repealed insofar as such conflict exists and this Resolution shall become effective immediately upon its passage.

Duly passed and approved this 15th day of July, 1999.

Resolution 10-99

A RESOLUTION RESCINDING RESOLUTION NO. 99-009 AND A RESOLUTION OF THE GOVERNING BODY OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING THE ISSUANCE, SALE AND PAYMENT OF AN INTEREST-BEARING ROADWAY IMPROVEMENT PROJECT CAPITAL OUTLAY NOTE NOT TO EXCEED $160,000.00.

WHEREAS, the Board of Commissioners, the Governing Body of the Town of Kingston Springs, Tennessee, ("the Local Government") has determined that it is necessary and desirable to undertake roadway paving and drainage improvements, the 1999 Roadway Improvement Project, (the "Project") for the benefit of the citizens of the Local Government; and

WHEREAS, the Governing Body has determined that the Project will promote or provide a traditional governmental activity or otherwise fulfill a public purpose; and

WHEREAS, under the provisions of Parts I, IV, and VI of Title 9, Chapter 21, Tennessee Code Annotated (the "Act"), local governments in Tennessee are authorized to finance the cost of this project through the issuance and sale of an interest bearing capital outlay note upon the approval of the State Director of Local Finance; and

WHEREAS, the Governing Body finds that it is advantageous to the Local Government to authorize the issuance of a capital outlay note to finance the cost of the Project;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners, Governing Body of the Town of Kingston Springs, Tennessee, as follows:

Section 1. That, for the purpose of providing funds to finance the cost of the Project in and for the Local Government, the Mayor of the Local Government is hereby authorized in accordance with the terms of this resolution to issue and sell an interest-bearing capital outlay note in a principal amount not to exceed One Hundred Thousand Sixty ($160,000.00) Dollars (the "Note") at either a competitive public sale or at a private negotiated sale upon approval of the State Director of Local Finance pursuant to the terms, provisions, and conditions permitted by law. The Note shall be designated "1999 Roadway Improvement Project Capital Outlay Note, Series 1999"; shall be dated as of the date of issuance; shall be sold at not less than 99% of par value and accrued interest; and shall bear interest at a rate or rates not to exceed Five and One-Half (5.5%) Percent per annum, and in no event shall the rate exceed the legal limit provided by law.

Section 2. That, the Note shall mature not later than three (3) years after the date of issuance and that the Note and any extension or renewal note shall not exceed the reasonably expected economic life of the Project, which is hereby certified by the Governing Body to be at least ten (10) years.

Section 3. That, the Note shall be subject to redemption at the option of the Local Government, in whole or in part, at any time, at the principal amount and accrued interest to the date of redemption, without a premium, or, if sold at par, with or without a premium of not exceeding one (1%) Percent of the principal amount.

Section 4. That, the Note shall be a direct general obligation of the Local Government and the Local Government hereby pledges its taxing power as to all taxable property in the Local Government for the purpose of providing funds for the payment of principal of and interest on the Note. The Governing Body of the Local Government hereby authorizes the levy and collection of a special tax on all taxable property of the Local Government over and above all other taxes authorized by the Local Government to create a sinking fund to retire the Note with interest as it shall mature in an amount necessary for that purpose.

Section 5. That, the Note shall be executed in the name of the Local Government and bear the manual signature of the chief executive officer of the Local Government and the manual signature of the City Recorder with the Local Government seal affixed thereon; and shall be payable as to principal and interest at the office of the City Treasurer (Recorder) of the Local Government or the paying agent duly appointed by the Local Government. Proceeds of the Note shall be deposited with the City Treasurer of the Local Government and shall be paid out for the purpose of financing the Project pursuant to this Resolution and as required by law.

Section 6. That, the Note will be issued in fully registered form and that at all times during which the Note remains outstanding and unpaid, the Local Government or its agent shall keep or cause to be kept at its office a note register for the registration, exchange or transfer of the Note. The note register, if held by an agent of the Local Government, shall at all times be open for inspection by the Local Government or any duly authorized officer of the Local Government. The Note shall have the qualities and incidents of a negotiable instrument and shall be transferable only upon the note register kept by the Local Government or its agent, by the registered owner of the Note in person or by the registered owner's attorney duly authorized in writing, upon presentation and surrender to the Local Government or its agent together with a written instrument of transfer satisfactory to the Local Government duly executed by the registered owner or the registered owner's duly authorized attorney. Upon the transfer of the Note, the Local Government shall issue in the name of the transferee a new registered note or notes of the same aggregate principal amount and maturity as the surrendered Note. The Local Government shall not be obligated to make any such Note transfer during the fifteen (15) days next preceding an interest payment date on the Note or, in the case of any redemption of the Note, during the forty-five (45) days next preceding the date of redemption.

Section 7. That, the Note shall be in substantially the form attached hereto and shall recite that the Note is issued pursuant to Title 9, Chapter 21, Tennessee Code Annotated.

Section 8. That, the Note shall be sold only after the receipt of the written approval of the State Director of Local Finance for the sale of the Note.

Section 9. That, after the issuance and sale of the Note, and for each year that the Note is outstanding, the Local Government shall submit its annual budget to the State Director of Local Finance for approval immediately upon the Local Government's adoption of the budget.

Section 10. That, if the Note shall remain unpaid at the end of one (1) year from the issue date, then the unpaid Note shall be renewed or extended as permitted by law, or retired from the funds of the Local Government or be converted into bonds pursuant to Chapter 11 of Title 9 of the Tennessee Code Annotated, or any other law, or be otherwise liquidated as approved by the State Director of Local Finance.

Section 11. That, all orders or resolutions in conflict with this Resolution are hereby repealed insofar as such conflict exists and this Resolution shall become effective immediately upon its passage.

Duly passed and approved this 19th day of August, 1999.

Resolution 11-99

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING ITS MAYOR TO EXECUTE A PROPOSAL FROM THE TENNESSEE DEPARTMENT OF TRANSPORTATION RELATIVE TO SR-249 PROJECT NO. 11024-2223-04 AND TO BE BOUND BY THE TERMS OF SAID PROPOSAL FOR HIGHWAY IMPROVEMENTS TO BE PERFORMED BY THE STATE OF TENNESSEE, DEPARTMENT OF TRANSPORTATION, WITHIN THE MUNICIPAL LIMITS.

WHEREAS, the Department of Transportation of the State of Tennessee has proposed a highway improvement project designated as No. 11024-2223-04, SR-249, and said project to be undertaken by the Department requires certain consents and agreements by the Town of Kingston Springs; and

WHEREAS, in order to proceed with the project for the improvement of SR-249, it is necessary to execute the proposal and be bound by the terms therein.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

The Mayor of the Town of Kingston Springs is here and now authorized to execute the proposal of the Department of Transportation of the State of Tennessee regarding SR-249 under the Department's designation no. 11024-2223-04. A copy of the proposal is attached hereto and incorporated by reference herein.

It is further resolved that the Town of Kingston Springs, upon full execution of the proposal, to be bound by the terms and conditions as set forth in the proposal executed by its Mayor. The City Recorder

is here and now directed to return two copies of the proposal to the Department of Transportation, together with two certified copies of this resolution approving the same and authorizing execution by the Town of Kingston Springs' Mayor.

RESOLVED this 19th day of August, 1999.

Resolution 12-99

WHEREAS, the Cheatham County Chamber of Commerce has declared September 3 and September 4, 1999 to be County-wide Sidewalk Sale and Yard Sale Days; and

WHEREAS, the City Commission of the Town of Kingston Springs has found that such a day will contribute to the general welfare and well being of the Town.

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the Town of Kingston Springs, that September 3 and September 4, 1999 are hereby declared to be Sidewalk Sale and Yard Sale Days in the Town of Kingston Springs.

READ, ADOPTED AND APPROVED in open session on this 19th day of August 1999.

Resolution 13-99

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, ENDORSING THE CHARACTER COUNTS! PROGRAM THROUGHOUT CHEATHAM COUNTY AND RECOGNITION BY THE TOWN TO SIGNIFY THE MUNICIPALITY AS A CHARACTER COUNTS! COMMUNITY.

WHEREAS, Leadership Cheatham County is an organization that annually establishes a project which would be of benefit to the entire county, including the Town of Kingston Springs; and

WHEREAS, the Town of Kingston Springs commends Leadership Cheatham County for the services it renders in the form of its annual projects and recommendations; and

WHEREAS, the current class of Leadership Cheatham County is endeavoring to implement the Character Counts! program which will benefit youth in the public schools and the community at large. The core values of the Character Counts! program is worthy of implementation and support of this town to strengthen character for the next generation with a consistent set of ethical values, create an ethical work force in the community and provide educational enhancement which will overall, lead to the exercise of good character countywide.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that the Town of Kingston Springs endorses the functions and goals of Leadership Cheatham County.

BE IT FURTHER RESOLVED that the Town of Kingston Springs endorses the implementation of the current Leadership Cheatham County class project Character Counts! and, by virtue of this resolution, the Town does further commit to erect signs within the municipal limits, as hereafter will be determined, and at such places where the same would be lawfully permitted, stating that the Town of Kingston Springs is a Character Counts! community.

RESOLVED this 19th day of August, 1999.

Resolution 14-99

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, PURSUANT TO THE KINGSTON SPRINGS MUNICIPAL CODE, AS ADOPTED UNDER ORDINANCE NO. 95-008, ESTABLISHING NEW USER RATES FOR ALL PERSONS UTILIZING THE CITY'S WASTEWATER TREATMENT FACILITIES AS AUTHORIZED IN TITLE 18, SECTION 114, KINGSTON SPRINGS MUNICIPAL CODE.

WHEREAS, the Town of Kingston Springs, Tennessee, by virtue of Ordinance No. 95-008, has adopted a codification of Ordinances known as the Kingston Springs Municipal Code; and

WHEREAS, it has come to the attention of the Board of Commissioners that the user rates for persons utilizing the city's wastewater treatment facilities should be modified, in accordance with local and state law; and

WHEREAS, the user rate and base rate calculations attached hereto on Exhibit "A" should become the user rates for wastewater treatment facilities effective with the October billing period,

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

1. The user rate and base rate schedule attached hereto as Exhibit "A" shall hereafter become the user rates for all persons utilizing the city wastewater treatment facilities in accordance with title 18, Section 114, Kingston Springs Municipal Code.

RESOLVED this 21st day of October, 1999.

Resolutions 2000

Resolution 1-00

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, RATIFYING THE COMPREHENSIVE GROWTH PLAN FOR CHEATHAM COUNTY, TENNESSEE, AS SUBMITTED BY THE CHEATHAM COUNTY COORDINATING COMMITTEE.

WHEREAS, all of the municipalities in Cheatham County, Tennessee, and Cheatham County have submitted a Comprehensive Growth Plan pursuant to Chapter 58 of Title 6, Tennessee Code Annotated, which establishes the framework for implementation of a state-wide comprehensive growth policy; and

WHEREAS, the duly formed Cheatham County Coordinating Committee has presented unto the Town of Kingston Springs the county's plan which identifies and establishes urban growth areas, planned growth areas and rural areas reasonably projected for a twenty (20) year planning period; and

WHEREAS, upon approval by all of the requisite entities, all land use decisions thereafter made by a county and its municipalities located therein must be consistent with such plan, including, but not limited to, future annexations and incorporation of new municipalities; and

WHEREAS, the Kingston Springs, Tennessee recognizes its participation and the full participation of all county entities, appropriate data, required public hearings and the plan itself, together with mapping, for Cheatham County, Tennessee; and

WHEREAS, the labors of the Cheatham County Coordinating Committee have been completed and have delivered unto this municipality such plan and maps thereof for purposes of ratification and approval.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

The Comprehensive Growth Plan for Cheatham County, Tennessee, dated 2-1, 2000 (Growth Plan), as submitted by the County Coordinating Committee, together with the maps and drawings thereof delineating the boundaries of the identified urban growth areas, planned growth areas and the remaining rural areas within Cheatham County, Tennessee, and particularly the identified and delineated Kingston Springs Urban Growth Area, it is hereby ratified, confirmed, approved and adopted in accordance with Chapter 58 of Title 6, Tennessee Code Annotated.

RESOLVED this 17th day of February, 2000.

Resolution 2-00

WHEREAS, residents of the Town of Kingston Springs, Tennessee deserve, demand and depend upon essential city services; and

WHEREAS, the services provided by the Town of Kingston Springs, Tennessee have fostered and maintained a high quality of life for residents of Kingston Springs and surrounding areas; and

WHEREAS, the continued fiscal health and vitality of the Town of Kingston Springs, Tennessee, in its role as an educational and economic hub, is critically important to the entire region and to the State of Tennessee as a whole; and

WHEREAS, state-shared taxes distributed to the Town of Kingston Springs, when coupled with locally generated revenue, enable the Town to provide such deserved and demanded services; and

WHEREAS, to ensure the continued health, safety, and prosperity its residents, the Board of Mayor and Commissioners of the Town of Kingston Springs, Tennessee could not in good conscience cut the essential services that are now provided with the support of stateshared revenues, including the Hall Income tax; and

WHEREAS, if the state removed state-shared revenues from localities, to solve the state's budget problem, the Town's municipal property tax rate would have to increase by approximately 55 cents per $100 of assessed valuation; and

WHEREAS, property owners of the Town of Kingston Springs would pay increased municipal property tax rates in addition to an increase in Cheatham County's property tax rate; and

WHEREAS, the Tennessee General Assembly may consider the repeal of long-standing state-shared revenues to solve the state budget problem; and

WHEREAS, the Town of Kingston Springs, Tennessee recognizes the seriousness and importance of the state's current budget problems, but also recognizes that shifting the state's budget problem to local governments would be detrimental to the vitality and continued prosperity of the State of Tennessee;

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners of the Town of Kingston Springs firmly opposes the use of local governments' state-shared revenue distributions to solve the state budget problem; and

BE IT FURTHER RESOLVED that the Board of Commissioners of the Town of Kingston Springs, Tennessee appreciate the efforts of our state representative and state senator as they work to ensure that existing city services can be continued without doubling of municipal property tax rates.

Approved this 17th day of February, 2000.

Resolution 3-00

A RESOLUTION ADOPTING THE MONTH OF MAY 2000 TO BE COUNTY WIDE VOTER REGISTRATION MONTH

WHEREAS, Leadership Cheatham County has declared the month of May 2000 to be County - wide Voter Registration Month; and

WHEREAS, the Board of Mayor and Alderman of the Town of Kingston Springs has found that such a month will contribute to the general welfare and well being of the Town.

NOW, THEREFORE, BE IT RESOLVED by the Board of Mayor and Alderman of the Town of Kingston Springs, that the month of May 2000 is hereby declared to be Voter Registration Month in the Town of Kingston Springs.

READ, APPROVED AND ADOPTED in open session this 16th day of March, 2000.

Resolution 4-00

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING THE MAYOR OF THE TOWN TO ENTER INTO AN INTER-LOCAL AGREEMENT WITH PEGRAM, TENNESSEE, RELATIVE TO THE USE OF CERTAIN RADIO FREQUENCY AND RADIO FREQUENCY EQUIPMENT.

WHEREAS, the Town of Pegram, Tennessee, owns the rights to and owns certain radio frequency equipment which has historically been used by the Town of Kingston Springs volunteer Fire Department; and

WHEREAS, to effectuate continued fire services to the residents of this Town and to continue certain mutual aid agreements in effect to better provide fire services, it is desirable to enter into a written agreement with the Town of Pegram setting forth ownership of the equipment and an agreement to pay for repairs to said equipment.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

The Mayor of the Town of Kingston Springs, Tennessee is hereby authorized to enter into an inter-local agreement with the Town of Pegram, Tennessee, whereby the Town's municipal Fire Department can continue to utilize the radio frequency and radio frequency equipment as owned by the Town of Pegram; and further agreeing to be responsible for maintenance of the said radio frequency equipment as set forth on the attached Inter-Local Agreement. All of the foregoing being beneficial to the Town of Kingston Springs, Tennessee and being in the best interests of the municipality as a whole.

RESOLVED this 20th day of April, 2000.

Resolution 5-00

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, RATIFYING THE COMPREHENSIVE GROWTH PLAN FOR CHEATHAM COUNTY, TENNESSEE, AS SUBMITTED BY THE CHEATHAM COUNTY COORDINATING COMMITTEE.

WHEREAS, all of the municipalities in Cheatham County, Tennessee, and Cheatham County have submitted a Comprehensive Growth Plan pursuant to Chapter 58 of Title 6, Tennessee Code Annotated, which establishes the framework for implementation of a state-wide comprehensive growth policy; and

WHEREAS, the duly formed Cheatham County Coordinating Committee has presented unto the Town of Kingston Springs the county's plan which identifies and establishes urban growth areas, planned growth areas and rural areas reasonably projected for a twenty (20) year planning period; and

WHEREAS, upon approval by all of the requisite entities, all land use decisions thereafter made by a county and its municipalities located therein must be consistent with such plan, including, but not limited to, future annexations and incorporation of new municipalities; and

WHEREAS, the Kingston Springs, Tennessee recognizes its participation and the full participation of all county entities, appropriate data, required public hearings and the plan itself, together with mapping, for Cheatham County, Tennessee; and

WHEREAS, the labors of the Cheatham County Coordinating Committee have been completed and have delivered unto this municipality such plan and maps thereof for purposes of ratification and approval.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

The Comprehensive Growth Plan for Cheatham County, Tennessee, dated —L- I - -1 2000 (Growth Plan), as submitted by the County Coordinating Committee, together with the maps and drawings thereof delineating the boundaries of the identified urban growth areas, planned growth areas and the remaining rural areas within Cheatham County, Tennessee, and particularly the identified and delineated Kingston Springs Urban Growth Area, it is hereby ratified, confirmed, approved and adopted in accordance with Chapter 58 of Title 6, Tennessee Code Annotated.

RESOLVED this ___ day of ___, 2000.

Resolution 6-00

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, RECOMMENDING THAT THE TENNESSEE GENERAL ASSEMBLY DEVELOP AN INTERSTATE CONNECTOR ROUTE FROM 1-24 AT THE CHEATHAM COUNTY LINE EXIT NO. 24 TO 1-40 AT THE CHEATHAM COUNTY LINE EXIT NO. 188.

WHEREAS, the Board of Directors of the Cheatham County Chamber of Commerce have endorsed a resolution for development of an interstate connector within Cheatham County; and

WHEREAS, the Board of Commissioners of the Town of Kingston Springs, Tennessee concur such an interstate connector would provide access to our communities in a safe and efficient manner and would enhance commerce.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

It is recommended that the General Assembly of the State of Tennessee undertake development of an interstate connector route whereas to connect Interstate 24 at the Cheatham County Line Exit No. 24 to Interstate 40 at the Cheatham County Line at or near Exit 188 so as to provide a safe and efficient transportation route within Cheatham County enhancing and benefiting commerce and trade.

This resolution to be forwarded to the State Representatives and Senator for Kingston Springs and Cheatham County, Tennessee for due consideration.

RESOLVED this 20th day of April, 2000.

Resolution 7-00

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, REJECTING THE COMPREHENSIVE GROWTH PLAN FOR CHEATHAM COUNTY, TENNESSEE, AS SUBMITTED BY THE CHEATHAM COUNTY COORDINATING COMMITTEE.

WHEREAS, all of the municipalities in Cheatham County, Tennessee, and Cheatham County have submitted a Comprehensive Growth Plan pursuant to Chapter 58 of Title 6, Tennessee Code Annotated, which establishes the framework for implementations of a state-wide comprehensive growth policy; and

WHEREAS, the Town of Kingston Springs has developed its Urban Growth Boundary with proper consideration to the following standards, requirements and duties:

a. the "reasonable and prudent" standard;
b. the "contiguous" requirement;
c. the "reasonably compact yet sufficiently large" standard;
d. the "based on historical experience, economic trends, population growth patterns and topographical characteristics" requirement;
e. the "facilitate full development of resources within the current boundaries of the municipality" duty;
f. the "determine and report on the need for additional land suitable for high density, industrial, commercial and residential development, after taking into account all areas within the municipality's current boundaries that can be used, reused or redeveloped to meet such needs" requirement; and
g. the "examine and report on the likely long-term effects of urban expansion on such agricultural lands, forests, recreational area and wildlife management areas" requirement; and

WHEREAS, the Town of Kingston Springs has determined through sufficient study, data and information that substantial residential growth will occur within an unincorporated area contiguous to the existing boundaries of the Town and will require urban services from the Town, which is described by the County Coordinating Committee as "the Craggie Hope area", which is defined by a hand drawn map from the county coordinating committee; and

WHEREAS, the County Coordinating Committee has removed this defined area from the Urban Growth Boundary of the Town of Kingston Springs, Tennessee; and

WHEREAS, the Town of Kingston Springs presently services this defined area with limited urban services; and

WHEREAS, the Town of Kingston Springs has identified procedural deficiencies on the part of Cheatham County and the County Coordinating Committee in developing and presenting to all entities of Cheatham County this proposed plan under the requirements of Public Chapter 1101, Chapter 58 of Title 6, Tennessee Code Annotated; and

WHEREAS, the Town of Kingston Springs has, in a good faith effort throughout this planning process, compromised and revised its proposed boundaries to accommodate the requests and political demands of the public, thereby creating an even more compact growth area; and

WHEREAS, the revised Cheatham County Comprehensive Growth Plan, dated March 23, 2000 has been presented to the municipality of Kingston Springs, Tennessee for consideration for ratification and approval by the County Coordinating Committee. NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee as follows:

The Comprehensive Growth Plan for Cheatham County, Tennessee, dated March 23, 2000, as submitted by the County Coordinating Committee, together with the maps and drawings thereof

delineating the boundaries of the identified urban growth areas, planned growth areas and the remaining rural areas within Cheatham County, Tennessee and particularly the identified and delineated Kingston Springs Urban Growth Area, is hereby rejected, unconfirmed, disapproved and not adopted in accordance with Chapter 58 of Title 6, Tennessee Code Annotated.

RESOLVED this 20th day of April, 2000.

Resolution 8-00

A RESOLUTION ESTABLISHNG AN INTERLOCAL AGREEMENT CREATING A JOINT ECONOMIC AND COMMUNITY DEVELOPMENT BOARD IN CBEATHAM COUNTY, TENNESSEE.

This Interlocal Agreement is made and entered into by and between the participating governments, which are as follows:

County: CHEATHAM

Cities: ASHLAND CITY
KINGSTON SPRINGS
PEGRAM
PLEASANT VIEW

WITNESSETH

WHEREAS, in enacting Legislative Acts of 1998, Public Chapter 1101, commonly referred to as "growth policies legislation." the Tennessee General Assembly intended that local governments engage in long-term planning and that such planning be accomplished through regular communication among local governments, the agencies attached to them, and the agencies that serve them; and

WHEREAS, the Legislature also intended that the growth plans required by Public Chapter 1101 result from the communication and cooperation among local governments; and

WHEREAS, Public Chapter 1101 requires the creation of a Joint Economic and Community Development Board established by Interlocal Agreement pursuant to Tennessee Code Annotated (T.C.A.) 5-1-113 to foster communication relative to economic and community development between and among governmental entities, industry, and private citizens; and

WHEREAS, the parties to this agreement have recognized that it is an advantage to the local governments and the citizens of the County as a whole that an Agreement be reached to facilitate growth and development in a cooperative effort; and

WHEREAS, pursuant to T.C.A. 5-1-113 and 12-9-101 et. seq., Interlocal Agreements between local governments are authorized and

NOW, THEREFORE, the parties agree to the following:

1. BOARD. There is hereby created a Joint Economic and Community Development Board: The Cheatham County Joint Economic and Community Development Board, hereinafter referred to as the "board".
2. BOARD PURPOSE. The purpose of the board is to foster communication and facilitate economic and community development between and among governmental entities, industry, and private citizens.
3. BOARD AUTHORITY. In order to foster economic and community development, the board is authorized to negotiate and contract for the sale and purchase of land; negotiate agreements for the location of industry or commercial development; contract for engineering; construct infrastructure and provide construction management where appropriate; pay for maintenance of the public infrastructure; approve an annual budget and expend funds for all lawful purposes; hire and fire employees in accordance with board policies; make periodic progress and status reports to the parties of this agreement; cooperate with other state, regional, or local planning and marketing functions; and appoint such committees and advisory groups as deemed necessary.

4. ANNUAL AUDIT. An annual audit, covering each fiscal year, shall be required of all funds, financial records, and transactions under the board's control. It is the duty of the board to contract with certified public accountants, public accountants, or other department of Audit in the State Comptroller's Office to make such an audit The board shall pay for such audit and for any other audit which it is required to perform under state law.
5. MEMBERSHIP OF THE BOARD. The board shall consist of the following; County Executive, Ashland City Mayor, Kingston Springs Mayor, Pegram Mayor, Pleasant View Mayor, Largest Municipality Appointee, County Executive Appointee, Greenbelt Freeholder - Appointee of the Soil Conservation District, Utility District - Appointee of the Joint Economic & Community Development Board Executive Committee, Chamber of Commerce Appointee, Industrial/ Commercial - Appointee of the County Executive, Industrial/Commercial - Appointee of the Largest Municipality, and a Financial Specialist — Appointee of the Joint Economic & Community Development Board Executive Committee.
6. TERM OF OFFICE. The term of office for elected officials must coincide with the terms of office for their elected positions. Other board members must be appointed such that one-half of the remaining members must serve two-year terms and the other half must serve four-year terms. After the initial board terms, all board members must serve four year terms.
7. EXECUTIVE COMMITTEE. There shall be an executive committee, which shall be composed of members of the Joint economic and Community Development Board and selected by the entire board. The makeup of the executive committee shall be determined by the entire board but shall, at minimum, include the county executive and the mayors or city managers of each municipality of the county. The executive committee shall have all of the power of the board between meetings but cannot modify any action taken by the board.
8. OFFICERS. Following the appointment of all board members, a chairman, vice chairman, a secretary and a treasurer shall be elected by the membership. The officers shall serve as members of the executive committee. The chairman shall call regular and special meetings of the board and executive committee, preside at all meetings of the board and the executive committee, and shall generally be authorized to exercise general supervision of activities of the board functions approved by the board and/or executive committee. The vice chairman shall perform the duties of chairman in his/her absence. The secretary shall keep minutes of all board and executive committee meetings and maintain such records. The treasurer shall be the chief financial officer of the board and shall be responsible for maintaining the official bank accounts) of the board. All checks disbursing funds are to be signed by the measurer and the chairman All officers are to be bonded in an amount equal to or exceeding the largest single estimated expenditure of funds in accordance with state law.
9. MEETINGS. The board shall meet a minimum of four times each year, and the executive committee shall meet at least eight times per year. All meetings of the board and executive committee shall be documented by minutes and certification of attendance. Meetings of the board and executive committee are subject to the Tennessee Open Meeting Law.
10. FUNDING. All local governments represented on the board shall fund the board's activities according to the formula based on population as set forth in, Public Chapter 1101. The board may accept and expend Section 15(g), donations, grants, and payments from persons and entities other than the participating governments. Decisions on funding will be determined by the board and requested of each participating party by amendment as outlined in this agreement.
11. ANNUAL BUDGET. An annual budget to fund the activities of the board shall be recommended by the executive committee to the board which shall adopt the budget before the first day of April of each year The funding formula as set forth in paragraph 10 above and established by Section 15(g), Public Act 1101, shall then be applied to the total amount budgeted by the board as tie participating governments' contributions for the ensuing fiscal year. The budget and a statement of the amount due from each participating gov-

ernment shall be immediately filed with the appropriate officer of each participating government. In the event a participating government does not fully fund its contribution, the board may establish and impose such sanctions or conditions as it deems proper,

12. IN LIEU OF TAX AGREEMENTS. TI, e board is authorized to enter into in lieu of tax agreements, if and when authorized by s tate laws, upon written approval of the parties to this agreement
13. RULES OF ORDER. All business shall be transacted in accordance with the latest edition of Roberts Rules of Order.
14. AMENDMENTS. This agreement may be amended by the adoption of any such amendment(s) by the governing bodies of the parties to this agreement.
15. OTHER AGREEMENTS. Nothing contained in this Agreement shall prohibit or restrict any of the parties hereto from entering into other Interlocal Agreements as provided by law.
16. EFFECTIVE DATE. This agreement shall become effective upon its approval by the Board of Commissioners of Cheatham County, Tennessee and the governing bodies of each of the participating municipality, This agreement shall be in full force and effect between the parties upon its execution by the respective authorized officials of each of the governmental entities.
17. REPRESENTATION OF AUTHORIZATION. The participating governments evidence their approval by the signatures below of the authorized representatives of such participating government By such signature, each officer executing the Agreement represents and each participating government represents to the other participating government that this agreement has been duly and lawfully approved by the participating government each represents.

INITIAL MEMBERSHIP ROTATION

1) COUNTY EXECUTIVE	TERM OF OFFICE
2) COUNTY EXECUTIVE APPOINTMENT	TWO YEARS
3) ASHLAND CITY MAYOR	TERM OF OFFICE
4) LARGEST MUNICIPALITY MAYOR APPOINTMENT	TWO YEARS
5) KINGSTON SPRINGS MAYOR	TERM OF OFFICE
6) PEGRAM MAYOR	TERM OF OFFICE
7) PLEASANT VIEW MAYOR	TERM OF OFFICE
8) GREENBELT FREEHOLDER - SOIL CONSERVATION DISTRICT APPOINTMENT	TWO YEARS
9) UTILITY DISTRICT MEMBER - EXECUTIVE COMMITTEE APPOINTMENT	FOUR YEARS
10) CHAMBER OF COMMERCE APPOINTMENT	FOUR YEARS
11) INDUSTRIALCOMMERCIAL - COUNTY EXECUTIVE APPOINTMENT	TWO YEARS
12) INDUSTRIAL/COMMERCIAL - LARGEST MUNICIPALITY MAYOR APPOINTMENT	FOUR YEARS
13) FINANCIAL SPECIALIST - EXECUTIVE COMMITTEE APPOINTMENT	FOUR YEARS

Resolution 9-00

A RESOLUTION ESTABLISHING AN INTERLOCAL AGREEMENT CREATING A JOINT ECONOMIC AND COMMUNITY DEVELOPMENT BOARD IN CHEATHAM COUNTY, TENNESSEE.

This Interlocal Agreement is made and entered into by and between the participating governments, which are as follows:

County: CHEATHAM

Cities: ASHLAND CITY
KINGSTON SPRINGS
PEGRAM
PLEASANT VIEW

WITNESSETH

WHEREAS, in enacting Legislative Acts of 1998, Public Chapter 1101, commonly referred to as "growth policies legislation," the Tennessee General Assembly intended that local governments engage in long-term planning and that such planning be accomplished through regular communication among local governments, the agencies attached to them, and the agencies that serve them; and

WHEREAS, the Legislature also intended that the growth plans required by Public Chapter 1101 result from the communication and cooperation among local governments; and

WHEREAS, Public Chapter 1101 requires the creation of a Joint Economic and Community Development Board established by Interlocal Agreement pursuant to Tennessee Code Annotated (T.C.A.) 5-1-113 to foster communication relative to economic and community development between and among governmental entities, industry, and private citizens; and

WHEREAS, the parties to this agreement have recognized that it is an advantage to the local governments and the citizens of the County as a whole that an Agreement be reached to facilitate growth and development in a cooperative effort; and

WHEREAS, pursuant to T.C.A. 5-1-113 and 12-9-101 et. seq., Interlocal Agreements between local governments are authorized and

NOW, THEREFORE, the parties agree to the following:

1. BOARD. There is hereby created a Joint Economic and Community Development Board: The Cheatham County Joint Economic and Community Development Board, hereinafter referred to as the "board". 2. BOARD PURPOSE. The purpose of the board is to foster communication and facilitate economic and community development between and among governmental entities, industry, and private citizens.
3. BOARD AUTHORITY. In order to foster economic and community development, the board is authorized to negotiate and contract for the sale and purchase of land; negotiate agreements for the location of industry or commercial development; contract for engineering; construct infrastructure and provide construction management where appropriate; pay for maintenance of the public infrastructure; approve an annual budget and expend funds for all lawful purposes; hire and fire employees in accordance with board policies; make periodic progress and status reports to the parties of this agreement; cooperate with other state, regional, or local planning and marketing functions; and appoint such committees and advisory groups as deemed necessary.
4. ANNUAL AUDIT. An annual audit, covering each fiscal year, shall be required of all funds, financial records, and transactions under the board's control. It is the duty of the board to contract with certified public accountants, public accountants, or other department of Audit in the State Comptroller's Office to make such an audit. The board shall pay for such audit and for any other audit which it is required to perform under state law.
5. MEMBERSHIP OF THE BOARD. The board shall consist of the following; County Executive, Ashland City Mayor, Kingston Springs Mayor, Pegram Mayor, Pleasant View Mayor, Largest Municipality Appointee, County Executive Appointee, Greenbelt Freeholder - Appointee of the Soil Conservation District, Utility District - Appointee of the Joint Economic & Community Development Board Executive Committee, Chamber of Commerce Appointee, Industrial/Commercial - Appointee of the County Executive, Industrial/Commercial - Appointee of the Largest Municipality, and a Financial Specialist - Appointee of the Joint Economic & Community Development Board Executive Committee.

6. TERM OF OFFICE. The term of office for elected officials must coincide with the terms of office for their elected positions. Other board members must be appointed such that onehalf of the remaining members must serve two-year terms and the other half must serve four-year terms. After the initial board terms, all board members must serve four year terms.
7. EXECUTIVE COMMITTEE. There shall be an executive committee, which shall be composed of members of the Joint economic and Community Development Board and selected by the entire board. The makeup of the executive committee shall be determined by the entire board but shall, at minimum, include the county executive and the mayors or city managers of each municipality of the county. The executive committee shall have all of the power of the board between meetings but cannot modify any action taken by the board.
8. OFFICERS. Following the appointment of all board members, a chairman, vice chairman, a secretary and a treasurer shall be elected by the membership. The officers shall serve as members of the executive committee. The chairman shall call regular and special meetings of the board and executive committee, preside at all meetings of the board and the executive committee, and shall generally be authorized to exercise general supervision of activities of the board functions approved by the board and/or executive committee. The vice chairman shall perform the duties of chairman in his/her absence. The secretary shall keep minutes of all board and executive committee meetings and maintain such records. The treasurer shall be the chief financial officer of the board and shall be responsible for maintaining the official bank account(s) of the board. All checks disbursing funds are to be signed by the treasurer and the chairman. All officers are to be bonded in an amount equal to or exceeding the largest single estimated expenditure of funds in accordance with state law.
9. MEETINGS. The board shall meet a minimum of four times each year, and the executive committee shall meet at least eight times per year. All meetings of the board and executive committee shall be documented by minutes and certification of attendance. Meetings of the board and executive committee are subject to the Tennessee Open Meeting Law.
10. IN LIEU OF TAX AGREEMENTS. The board is authorized to enter into in lieu of tax agreements, if and when authorized by state laws, upon written approval of the parties to this agreement. 11. RULES OF ORDER. All business shall be transacted in accordance with the latest edition of Roberts Rules of Order.
12. AMENDMENTS. This agreement may be amended by the adoption of any such amendment(s) by the governing bodies of the parties to this agreement.
13. OTHER AGREEMENTS. Nothing contained in this Agreement shall prohibit or restrict any of the parties hereto from entering into other Interlocal Agreements as provided by law.
14. EFFECTIVE DATE. This agreement shall become effective upon its approval by the Board of Commissioners of Cheatham County, Tennessee and the governing bodies of each of the participating municipality. This agreement shall be in full force and effect between the parties upon its execution by the respective authorized officials of each of the governmental entities.
15. REPRESENTATION OF AUTHORIZATION. The participating governments evidence their approval by the signatures below of the authorized representatives of such participating government. By such signature, each officer executing the Agreement represents and each participating government represents to the other participating government that this agreement has been duly and lawfully approved by the participating government each represents.
16. VOID. This agreement voids, vacates and rescinds Resolution 400-001 of the Town of Kingston Springs, Tennessee, which was passed on May 18, 2000 by the Board of Commissioners.

INITIAL MEMBERSHIP ROTATION

1) COUNTY EXECUTIVE	TERM OF OFFICE
2) COUNTY EXECUTIVE APPOINTMENT	TWO YEARS
3) ASHLAND CITY MAYOR	TERM OF OFFICE
13) LARGEST MUNICIPALITY MAYOR APPOINTMENT	TWO YEARS
5) KINGSTON SPRINGS MAYOR	TERM OF OFFICE
6) PEGRAM MAYOR	TERM OF OFFICE
7) PLEASANT VIEW MAYOR	TERM OF OFFICE
8) GREENBELT FREEHOLDER - SOIL CONSERVATION DISTRICT APPOINTMENT	TWO YEARS
9) UTILITY DISTRICT MEMBER - EXECUTIVE COMMITTEE APPOINTMENT	FOUR YEARS
10) CHAMBER OF COMMERCE APPOINTMENT	FOUR YEARS
11) INDUSTRIAL/COMMERCIAL-COUNTY EXECUTIVE APPOINTMENT	TWO YEARS
12) INDUSTRIAL/COMMERCIAL-LARGEST MUNICIPALITY MAYOR APPOINTMENT	FOUR YEARS
13) FINANCIAL SPECIALIST - EXECUTIVE COMMITTEE APPOINTMENT	FOUR YEARS

Resolution 10-00

A RESOLUTION BY THE BOARD of cfMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, RATIFYING THE COMPREHENSIVE GROWTH PLAN FOR CHEATHAM COUNTY, TENNESSEE, AS SUBMITTED BY THE CHEATHAM COUNTY COORDINATING COMMITTEE; AND AUTHORIZATION FOR THE MAYOR OF KINGSTON SPRINGS TO ENTER INTO AN INTERLOCAL AGREEMENT WITH CHEATHAM COUNTY.

WHEREAS, all of the municipalities in Cheatham County, Tennessee, and Cheatham County have submitted a Comprehensive Growth Plan pursuant to Chapter 58 of Title 6, Tennessee Code Annotated, which establishes the framework for implementation of a state-wide comprehensive growth policy; and

WHEREAS, the duly formed Cheatham County Coordinating Committee has presented unto the Town of Kingston Springs the county's plan which identifies and establishes urban growth areas, planned growth areas and rural areas reasonably projected for a twenty (20) year planning period; and

WHEREAS, upon approval by all of the requisite entities, all land use decisions thereafter made by a county and its municipalities located therein must be consistent with such plan, including, but not limited to, future annexations and incorporation of new municipalities; and

WHEREAS, the Kingston Springs, Tennessee recognizes its participation and the fall participation of all county entities, appropriate data, required public hearings and the plan itself, together with mapping, for Cheatham County, Tennessee; and

WHEREAS, the labors of the Cheatham County Coordinating Committee have been completed and have delivered unto this municipality such plan and maps thereof for purposes of ratification and approval.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

The Comprehensive Growth Plan for Cheatham County, Tennessee, dated May 31, 2000 (Growth Plan), as submitted by the County Coordinating Committee, together with the maps and drawings

thereof delineating the boundaries of the identified urban growth areas, planned growth areas and the remaining rural areas within Cheatham County, Tennessee, and particularly the identified and delineated Kingston Springs Urban Growth Area, it is hereby ratified, confirmed, approved and adopted in accordance with Chapter 58 of Title 6, Tennessee Code Annotated.

Further, the Mayor of the Town of Kingston Springs is here and now authorized to execute the attached interlocal agreement which shall become a part of the Kingston Springs Urban Growth Plan,

RESOLVED this 1st day of June, 2000.

Resolution 11-00

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING ITS MAYOR TO ENTER INTO AN AGREEMENT WITH THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION LOCAL PROGRAM NO. 2773, 1-40 INTERCHANGE @ SR 249 (EXIT 188) FOR INTERCHANGE LIGHTING PROGRAM.

WHEREAS, study has been made and the Town of Kingston Springs qualifies to obtain lighting at the interchange for Exit 188, Interstate 40 at State Route 249; and

WHEREAS, by warrants issued by the Tennessee Department of Transportation, the Town of Kingston Springs has requested Fifty (50%) Percent State funding for this project and the Town, Local Government, providing Fifty (50%) Percent; and

WHEREAS, on September 22, 2000, the Mayor of the Town of Kingston Springs was advised by the State of Tennessee, Department of Transportation, that it is willing to provide Fifty (50%) Percent of the cost of installing lighting and is prepared to execute a contract with the State. Further, the Department has estimated the local government cost for the referenced project to be $87,500.00. The Town's portion of the funding must be made by check, irrevocable letter of credit or deposit in Local Government Investment Pool (LGIP).

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that the Mayor of the municipality be, and is hereby authorized to enter into Contract No. 2000610, LP Project: 2773 for interchange lighting at 1-40 Interchange at State Route 249 (Exit 188) within the Town of Kingston Springs, Tennessee. That, pursuant to the contract with the State of Tennessee Department of Transportation that the Mayor is hereby authorized to execute the same, funds exist to fund the project by the municipality, that the project is warranted, necessary and appropriate and in the best interest of the municipality. Additionally, it is acknowledged by the municipality, the local government entity, that it shall be solely responsible for all costs associated with maintenance and operation of the project, including electricity and electrically operated devices and other related appurtenances. A copy of the proposed contract is attached hereto and incorporated by reference herein. It is finally acknowledged that the City Recorder be authorized to transfer all necessary funds into the LGIP to fund the project.

RESOLVED this 19th day of October, 2000.

Resolution 12-00

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, REQUESTING THE LOCAL GOVERNMENT PLANNING ADVISORY COMMITTEE, PURSUANT TO SECTION 13-3-102, TENNESSEE CODE ANNOTATED, AS AMENDED, TO CREATE A TOWN OF KINGSTON SPRINGS MUNICIPAL PLANNING REGION.

WHEREAS, Section 13-3-102, Tennessee Code Annotated, as amended, provides for the establishment of planning regions adjacent to and outside of municipalities having active planning commissions; and

WHEREAS, the Town of Kingston Springs has in existence the Kingston Springs Municipal Planning Commission organized to exercise planning and development controls inside its corporate limits; and

WHEREAS, the Kingston Springs Municipal Planning Commission on November 9, 2000, did by resolution resolve that the Local Government Planning Advisory Committee be requested in accordance

with Section 13-3-102, Tennessee Code Annotated, to create and establish a Town of Kingston Springs planning region and be granted powers and responsibilities provided by law afforded to Regional Planning Commissions; and

WHEREAS, the Board of Commissioners finds that the area delineated as the urban growth boundary of the Town of Kingston Springs Urban Growth Plan is an area of planning and control outside of the corporate limits which is of vital interest to the Town of Kingston Springs, Tennessee.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that the legislative body endorses the request of the Town of Kingston Springs Municipal Planning Commission to the Local Government Planning Advisory Committee that the Town of Kingston Springs planning region, as depicted on the attached map entitled, "Town of Kingston Springs Planning Region", be created and that the Town of Kingston Springs Municipal Planning Commission be designated the Town of Kingston Springs Regional Planning Commission for the entire region.

The City Recorder is hereby instructed to forward a certified copy of this resolution to the Local Government Planning Advisory Committee and the Mayor of the Town of Kingston Springs, Tennessee, as chief legislative officer and the City Manager, as chief executive officer, forthwith be authorized to make the request on behalf of the municipality.

RESOLVED this 21st day of December, 2000.

Resolutions 2001

Resolution 1-01

A RESOLUTION AUTHORIZING THE MAYOR OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE TO ENTER INTO AN INTER-LOCAL AGREEMENT WITH CHEATHAM COUNTY EMERGENCY COMMUNICATIONS DISTRICT WITH HOLD HARMLESS AND INDEMNIFICATION PROVISIONS.

WHEREAS, the Board of Commissioners have adopted Ordinance No. 00-010, an ordinance amending the Kingston Springs Municipal Code, Title 7, Chapter 2, Fire Service Outside City Limits, and provided for rural subscription fire fighting services; and

WHEREAS, to fully implement the provisions of the ordinance it is necessary to enter into an Inter-Local Agreement with Cheatham County Emergency Communications District for direct dispatch of fire service calls for subscribers as set forth in said ordinance; and

WHEREAS, pursuant to Section 7-86-106, Tennessee Code Annotated, Cheatham County, Tennessee has created an Emergency Communications District governed by a Board of Directors for the district and pursuant to the statutory powers is deemed a "municipality" or public corporation pursuant to the authority of the Emergency Communications District Law of 1984, Tennessee Code Annotated, 7-86-101, et seq.; and

WHEREAS, the Town of Kingston Springs has developed and adopted policies and procedures as set forth in ordinance No. 00010 and for full implementation it is desirable to enter into an inter-local agreement with hold harmless and indemnification provisions for direct dispatch of emergency fire calls to the Town of Kingston Springs rural fire service subscribers.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

The Mayor of the Town of Kingston Springs is here and now authorized to enter into an inter-local agreement with Cheatham County Emergency Communications District to as to effectuate direct dispatch to the Town of Kingston Springs Fire Department emergency calls for rural subscribers for fire fighting services as set forth in Ordinance No. 00-010 and the duly adopted policies and procedures. Further, it is resolved to authorize as a part of the execution of an inter-local agreement with Cheatham County Emergency Communications District that the Town of Kingston Springs, Tennessee will hold Cheatham County Emergency Communications District harmless from any and all third party claims, losses, suits or causes of action of any nature which might hereafter arise relating to direct dispatch for emergency fire calls by virtue of the implementation of Ordinance No. 00-010, as might be caused by the negligence of the Town, and to indemnify said district as to any costs related to any potential third party claim(s) occasioned by the negligence of the Town, including reasonable attorney's fees.

RESOLVED this 18th day of January, 2001.

Resolution 2-01

A RESOLUTION AUTHORIZING THE MAYOR OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE TO ENTER INTO A CONTRACT WITH CHEATHAM COUNTY, TENNESSEE FOR PUBLIC PROPERTY CALLS OUTSIDE THE MUNICIPAL LIMITS OF THE TOWN.

WHEREAS, by virtue of adoption of Ordinance No. 00-010 and the policies and procedures adopted by the Board of Commissioners of the Town of Kingston Springs, to which reference is hereby made; and

WHEREAS, it is desirable that the Board of Commissioners contract with Cheatham County, Tennessee for public property calls with the Town of Kingston Springs for services to be rendered by its fire department for fire fighting services, first responder service calls and any other response calls afforded by the Town's fire department.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that the Mayor of the Town is here and now authorized to enter into a contract with Cheatham County, Tennessee for public property calls outside the municipal limits of the Town for fire

fighting services and first responder services by the Town of Kingston Springs municipal fire department occurring on public property under such terms and conditions that would be in the best interest of the municipality as a whole.

RESOLVED this 18th day of January, 2001.

Resolution 3-01

A RESOLUTION ENDORSING LEADERSHIP CHEATHAM COUNTY'S 1996-1997 PROPOSAL FOR RURAL FIRE FIGHTING SERVICES IN CHEATHAM COUNTY, TENNESSEE.

WHEREAS, Leadership Cheatham County has heretofore promulgated a proposal for rural fire fighting services in Cheatham County, Tennessee; and

WHEREAS, the Board of Commissioners have reviewed several proposals which would provide fire fighting services to rural areas not served by municipal or other fire departments in Cheatham County, Tennessee; and

WHEREAS, the Board of Commissioners are of the opinion the concept for rural fire fighting services set forth in the 1996-1997 Leadership Cheatham County proposal would best serve neighboring rural areas and other rural areas in Cheatham County, Tennessee, and wish to endorse that concept as a matter of policy by the Board of Commissioners for implementation.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that the 1996-1997 Leadership Cheatham County proposal for rural fire fighting services is endorsed as an overall concept to provide, enhance and improve rural fire fighting in the rural areas of Cheatham County, Tennessee which would best serve those citizens outside municipal limits in our county and would further be in the best interest of the citizens of this town.

RESOLVED this 18th day of January, 2001.

Resolution 4-01

A RESOLUTION BY THE BOARD OF COMMISSIONERS AUTHORIZING ITS MAYOR TO ENTER INTO A CONTRACT TO ACQUIRE REAL PROPERTY FOR A FUTURE FIRE HALL FOR THE TOWN OF KINGSTON SPRINGS, TENNESSEE.

WHEREAS, the Town of Kingston Springs has endeavored a plan for long range improvement of its fire department, which includes the placement of new fire department substations for protection of persons and property; and

WHEREAS, upon the recommendation of the Fire Chief and City Manager, it has been determined that that certain parcel of property commonly known as 1001 Mt. Pleasant Road, Kingston Springs, Tennessee 37082, as depicted as Parcel 20.00 on Map 99, is a desirable location for a future fire hall station; and

WHEREAS, it is necessary to empower the Mayor with negotiating authority to contract with the property owners to purchase said unimproved property.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that its Mayor is here and now authorized to enter into a contract with the Estate Heirs at Law of Jessie W. Lynch, deceased, wherein the purchase price be an amount not to exceed Eighteen Thousand ($18,000.00) Dollars, to be purchased in an "AS IS" condition with the Town to be responsible for all costs incident to clean-up thereof, together with costs incidental to closing.

RESOLVED this 15th day of March, 2001.

Resolution 5-01

A RESOLUTION AUTHORIZING THE MAYOR OF THE TOWN OF KINGSTON SPRINGS TO ENTER INTO A CONTRACT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR UTILITY RELOCATIONS FOR IMPROVEMENTS TO SR-249.

WHEREAS, the State of Tennessee, Department of Transportation, is engaged in roadway improvements located within the municipal limits, to wit: SR-249, west of the intersection of SR-249 at Luyben Hills Road to east of Woodlands Drive; and

WHEREAS, the Town has sewer utility lines crossing the roadway and upon the public right-of-way which will require relocation and adjustment of said facilities; and

WHEREAS, based upon the plans submitted to the municipality, 86.4% for relocation costs will be paid by the Department of Transportation and the Town will be responsible for 13.6% of the relocations costs.

NOW, THEREFORE, BE IT RESOLVED that the Board of commissioners authorize its Mayor to enter into a utility relocation contract with the Department of Transportation binding the municipality to its relocation expenses as a part of the roadway improvement project.

RESOLVED this 15th day of March, 2001.

Resolution 6-01

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, PURSUANT TO THE KINGSTON SPRINGS MUNICIPAL CODE, AS ADOPTED UNDER ORDINANCE NO. 95-008, ESTABLISHING NEW USER RATES FOR ALL PERSONS UTILIZING THE CITY'S WASTEWATER TREATMENT FACILITIES AS AUTHORIZED IN TITLE 18, SECTION 114, KINGSTON SPRINGS MUNICIPAL CODE.

WHEREAS, the Town of Kingston Springs, Tennessee, by virtue of Ordinance No. 95-008, has adopted a codification of Ordinances known as the Kingston Springs Municipal Code; and

WHEREAS, it has come to the attention of the Board of Commissioners that the user rates for persons utilizing the city's wastewater treatment facilities should be modified, in accordance with local and state law; and

WHEREAS, the user rate and base rate calculations attached hereto on Exhibit "A" should become the user rates for wastewater treatment facilities effective with the July billing period,

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

1. The user rate and base rate schedule attached hereto. as Exhibit "A" shall hereafter become the user rates for all persons utilizing the city wastewater treatment facilities in accordance with title 18, Section 114, Kingston Springs Municipal Code.

RESOLVED this 17th day of May, 2001.

Resolution 7-01

A RESOLUTION AUTHORIZING THE MAYOR OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE TO ENTER INTO A CONTRACT WITH CHEATHAM COUNTY, TENNESSEE FOR FIRE PROTECTION SERVICES KNOWN AS THE KINGSTON SPRINGS RURAL FIRE DISTRICT.

WHEREAS, Ordinance No. 00-010 provides, inter alia, at Section 7-212 of its Municipal Code, that the Town of Kingston Springs may contract for rural fire protection services outside the corporate limits; and

WHEREAS, the Town is in receipt of a Memorandum of Agreement of Contract executed by the County Executive, attached hereto and incorporated by reference herein, wherein the Town is to be compensated for fire protection services to be provided outside the corporate limits within Cheatham County, Tennessee.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that the Mayor of the Town is here and now authorized to enter into a contract with Cheatham County, Tennessee, as exhibited to this resolution, for fire protection services outside the corporate limits to be known as the Kingston Springs Rural Fire District and to bind the municipality to the terms, conditions and benefits as set forth therein.

RESOLVED this 21st day of June, 2001.

MEMORANDUM OF AGREEMENT

THIS AGREEMENT made and entered into as of the 21st day of June, 2001, by and between Cheatham County, a political subdivision of the State of Tennessee (hereinafter referred to as "County") and the Town of Kingston Springs, Tennessee, a Municipal Corporation (hereinafter referred to as "City").

WHEREAS, County has pursuant to Tennessee Code Annotated 5-17-101 et seq. and by its duly adopted Resolution has created a County-Wide Fire Department; and

WHEREAS, County does pursuant to Tennessee Code Annotated 5-17102(7)(B) desire to contract with City to provide fire protection services for an area in the County which area is described as follows:

See Exhibit "A" attached hereto and incorporated by reference herein .

(Which area shall hereinafter be referred to as "Kingston Springs Rural Fire District"); and

WHEREAS, City has, notwithstanding its Ordinance Number 00-010, agreed to extend fire protection services outside its corporate city limits into the above described Kingston Springs Rural Fire District by contract as allowed in Section 7212 of its Municipal Code.

NOW, THEREFORE, in consideration of the premises, the mutual benefits which will accrue unto the parties and in consideration of the terms and conditions of this agreement, the parties have agreed as follows:

1. That City will provide fire protection service to the above described area known as the Kingston Springs Rural Fire District.

2. That the fire department of City will answer fire calls in the Kingston Springs Rural Fire District.

3. That the original term of this agreement shall be for a period of five (5) years, commencing on July 1, 2001, and ending on June 30, 2006. The term of this agreement shall automatically extend for successive one year periods commencing July 1st of each year and ending June 30th of the following year, unless terminated pursuant to the provisions of paragraph 8 hereof and subject to the compensation as set forth in paragraph 4 hereof

4. That the County shall compensate the City for the rural fire protection service extended. The amount of compensation shall be as set forth in Exhibit "B" attached hereto and incorporated by reference herein.

5. It is expressly understood that the fire department of the City is a volunteer fire department. The City commits to the County that the same rural fire protection services afforded within the municipal limits will be extended into the Kingston Springs Rural Fire District. No guaranty as to the level of service shall be created by virtue of this agreement. The primary responsibility of the City fire department is for the protection of citizens and property situated within the corporate limits of the City and, therefore, neither the personnel nor the apparatus and equipment of the Town shall be dispatched to the Kingston Springs Rural Fire District when, in the opinion of the fire chief of the City, there is not sufficient personnel, apparatus and equipment available due to a then existing emergency or commitments within the municipality for an on-going fire fighting effort and/or then existing requirements for standby protection of the citizens and property within the corporate limits. Under such conditions, and because of adverse weather conditions or poor road conditions, fire protections services to the Kingston Springs Rural District may be withheld and such decision by the City fire chief shall not be deemed as a breach of this agreement. The decisions of the fire chief of the City or other fire department officer in charge not to respond shall be final. It is agreed that the City fire chief or officer in charge shall in such event seek mutual aid assistance from another fire department to respond to the fire call. Should the aforementioned conditions exist, no duty shall be created or implied to respond to or to stay at the scene of an emergency outside the corporate limits.

6. That County agrees not to make any claim against the City for loss or damage of any kind whatsoever resulting from any failure to prevent or extinguish any fire, whether the loss or damage is caused by the negligence of the officers, agents, employees or volunteers of the City or its fire department.

7. That the City will make no claim against the County on account of damage to the property of the City while responding to fire service call outside the corporate limits. The City will carry workman's

compensation insurance protecting itself against injuries to its employees or volunteers sustained while providing services to the County. The City will hold harmless the County from any and all claims for loss or damage as a result of any of the acts of its employees or volunteers in responding to fire calls for the County.

8. Notwithstanding that this contract is for a term of five (5) years, either party may terminate this agreement by giving notice to the other, in writing to the office of the Mayor or County Executive, as the case may be, at least twelve (12) months prior to June 30th of any year of the original term or renewal term. Notice of nonrenewal shall be via Certified Mail, Return Receipt Requested.

9. That by September 15, 2001, the City will refund all fire service subscription fees which the City has received from subscribers within the Kingston Springs Rural Fire district, which subscription fees were for fire service for the year commencing July 1, 2001. The City will not charge any rural fire subscription fee to any person or entity situated within the Kingston Springs Rural Fire District as described above, so long as this contract remains in full force and effect.

10. Should the County fail to make timely payment to the City for a period of thirty (30) days measured from a due date as set forth in Exhibit "B", then this agreement shall be deemed as breached and the City will not be obligated to continue fire protection services to the Kingston Springs Rural Fire District.

11. That this agreement is subject to and will become final upon ratification of same by the legislative bodies of the City and County by appropriate resolutions.

12. The effective date of this contract is July 1, 2001.

IN WITNESS WHEREOF, the duly authorized parties have hereunto set their hand in agreement as of the day and date first above written.

Exhibit A

District 10 Kington Springs Rural - those areas outside the corporate city limits of the Town of Kingston Springs in the area described as follows: Bounded on the west by the Dickson County line; bounded on the south by the Williamson County line; bounded on the east by a line which runs north from the Williamson County line at Webb Ridge Road to the South Harpeth River approximately 150 feet west of the Anderson Road Bridge, thence with the South Harpeth and Harpeth Rivers to the western Pegram city limit line, then along the city limit line to the northwest corner of the Pegram city limits; bounded on the north by the 10th/13th Civil District lines to their intersection with the Harpeth River; then with the Harpeth River to the Dickson County line.

EXHIBIT "B"

COMPENSATION

1st Year, 7-1-01-6-30-02:	$110,000.00
2nd Year, 7-1-02 - 6-30-03:	$113,300.00
3rd Year, 7-01-03 - 6-30-04	$116,700.00
4th Year, 7-01-04 - 6-30-05	$120,200.00
5th Year, 7-01-05 - 6-30-06	$123,805.00

One year renewals shall be at the rate of the prior year, plus three (3 %) percent

PAYMENT DUE DATES AND AMOUNT

The first annual payment schedule, for service from July 1, 2001 until June 30, 2002 shall be as follows:

50 % payable on or before January 15th , 2002

50% available on or before March 15th , 2002

Each subsequent service year shall follow the same payment schedule.

LATE FEE PENALTY

Any payment not received within ten (10) days of a payment due date shall be subject to a two (2%) percent late fee penalty of the payment amount.

Resolution 8-01

A RESOLUTION RATIFYING THE MEMORANDUM OF AGREEMENT CONTRACT BETWEEN THE TOWN OF KINGSTON SPRINGS AND CHEATHAM COUNTY, TENNESSEE RELATIVE TO FIRE PROTECTION SERVICES OUTSIDE THE CORPORATE LIMITS WITHIN AN AREA TO BE KNOWN AS THE KINGSTON SPRINGS RURAL FIRE DISTRICT.

WHEREAS, the Town of Kingston Springs, Tennessee, pursuant to its Ordinance No. 00-010, and the Memorandum of Agreement Contract between the Town of Kingston Springs and Cheatham County, Tennessee which has been fully executed; and

WHEREAS, the contract provides that after full execution the same must be ratified by the respective legislative bodies.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that the Memorandum of Agreement Contract between the municipality and Cheatham County, Tennessee, to provide fire protection services for an area outside the corporate limits known as the "Kingston Springs Rural Fire District" is here and now ratified as an agreement to which the Town will be bound and entitled to receive the benefits thereunder.

RESOLVED this 28th day of June, 2001.

Resolution 9-01

A RESOLUTION AUTHORIZING THE MAYOR OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE TO ENTER INTO AN AGREEMENT FOR FIRE SERVICES WITH CHEATHAM COUNTY, TENNESSEE, WITHIN THE TOWN'S EMERGENCY SERVICE DISTRICT OF THE KINGSTON SPRINGS FIRE DEPARTMENT TO RENDER AID. WHEREAS, the Town of Kingston Springs, Tennessee, has an operating fire department and utilizes its facilities, equipment and personnel to provide fire protection and other services within its scope as a fire department; and

WHEREAS, the Town of Kingston Springs Fire Department may provide fire protection to properties belonging to or rented by citizens of Cheatham County living within its emergency service district area that lies outside the corporate limits, but within Cheatham County, to render appropriate aid and assistance for saving of life and/or property. It is in the best interest of the municipality to enter into an agreement for fire service with Cheatham County, Tennessee, so as to protect the interest of the Town of Kingston Springs Fire Department, and the municipality as a whole, in accordance with Section 6-54-601(C), Tennessee Code Annotated, as amended, as is exhibited hereto.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

The Mayor of the Town of Kingston Springs, Tennessee, is hereby authorized to enter into an agreement with Cheatham County, Tennessee for fire service whereby the Town of Kingston Springs Fire Department may provide fire protection to properties belonging to or rented by citizens of Cheatham County lying outside of the municipal limits, but within its emergency service district area of the fire department, so as to render aid to said areas and in conformity with Section 6-54-601(C), Tennessee Code Annotated, as amended, and to further protect the Town of Kingston Springs by virtue of any claims which might hereafter be lodged for any negligent act of firefighters of the Town of Kingston Springs in a liability amount established under Section 29-20-101, et seq., Tennessee Code Annotated, as amended.

RESOLVED this 28th day of June, 2001.

AGREEMENT FOR FIRE SERVICES

THIS AGREEMENT, made and entered into this day of June, 2001, by and between the Town of Kingston Springs, Tennessee, hereinafter sometimes referred to as "Town", and the County of Cheatham, Tennessee.

WHEREAS, the Town of Kingston Springs uses facilities, equipment and personnel to provide said fire protection.

NOW, THEREFORE, in consideration of the premises and the mutual covenants of the parties hereto, and pursuant to Section 654-601(C), Tennessee Code Annotated, it is agreed as follows:

1. In accordance with the other terms and provisions hereof, the Town of Kingston Springs may provide fire protection to the properties belonging to or rented by citizens of Cheatham County living within the Emergency Services District (ESN) boundaries in affect on this date and which identifies the area serviced by the Kingston Springs Volunteer Fire Department, the service area, or render aid to any fire departments which serve other areas within Cheatham County.

2. The fire department of the Town of Kingston Springs may answer emergency fire calls to the area defined in part 1 and will respond with suitable fire fighting and/or other apparatus and equipment, manned by members of the fire department, who will render all assistance possible in the saving of life and property.

The failure to furnish the service herein agreed upon because of weather, road conditions, the unavailability of such apparatus and equipment or manpower in connection with the fighting of other fires, or for any other reason shall not be taken as a breach of this Agreement. The decision of the Chief of the Fire Department, or other fire department officer in charge, not to respond to a County fire call, or to return to the Town of Kingston Springs because of an emergency within the city limits of the Town of Kingston Springs shall be final in all such matters.

The Town of Kingston Springs will not be liable to the County of Cheatham for loss or damage of any kind whatever resulting from any failure to prevent or extinguish any fire, whether such loss or damage is caused by the negligence of the officers, agents, or employees of the city or its fire department, or otherwise.

The Town will hold Cheatham County, Tennessee harmless against claims resulting from the acts or omissions of its officers, agents and employees in carrying out the services contemplated by this agreement.

The Town will make no claim against the County on account of damage to the property of the Town while in the fire service of the County and will carry Worker's Compensation insurance protecting itself against personal injury damage claims of its fire fighters for personal injuries sustained while providing service in the County and will further protect itself against claims resulting from negligent acts of the fire fighters in the employ of the Town, in compliance with those amounts of liability established in Tennessee Code Annotated, Section 29-20-101, et seq.

3. Subject to the provisions set forth herein, the enumerated services shall be provided commencing July 1, 2001, and ending August 23, 2001.

4. This Agreement is entered into by the parties to address the public policy provisions enunciated in Section 6-54-601 et sec. of Tennessee Code Annotated that government units cooperate to enable firefighting service to be rendered in an otherwise unprotected area. Further, it is specifically recognized by the Town that it is in its own best interests to enter into this Agreement in order to protect property located within its boundaries from the encroachment of fires started outside its boundaries and to provide additional training and experiences for its firefighting personnel.

5. Cheatham County, Tennessee agrees its officers and employees will not interfere with the Town's delivery of the services to be rendered.

6. That this agreement is executed for the public policy considerations under the laws of the State of Tennessee and in no manner is an agency created wherein the Town is an agent of Cheatham County, Tennessee.

IN WITNESS WHEREOF, the parties have hereunto set their hands this ___ day of ___ , 2001.

Resolution 10-01

A RESOLUTION DIRECTING THE CITY RECORDER TO REFUND ALL MONIES RECEIVED BY SUBSCRIPTION CONTRACT TO THE PAYING APPLICANTS BY VIRTUE OF ORDINANCE NO. 00-010, AS AMENDED BY ORDINANCE NO. 01-004.

WHEREAS, by virtue of the adoption of Ordinance No. 00-010, as amended by Ordinance No. 01-004, Resolution No. 01-007, Resolution No. 01-008, and Resolution 01-009, it is necessary to comply with the contractual obligations and refund all subscription monies received by the Town for rural fire subscription services to the paying applicants; and

WHEREAS, by virtue of the contractual agreements between the municipality and Cheatham County, Tennessee, the City Recorder should further be directed to return all applications and any future monies received from and after August 23, 2001, and during the applicable term of the contract entered into with Cheatham County, Tennessee.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that the City Recorder is here and now directed to refund all subscription monies heretofore received to the paying applicant under subscription with the municipality for rural fire services by virtue of and because of that certain contract entered into with Cheatham County, Tennessee; and the City Recorder is hereby directed to return any future applications and payments received from and after August 23, 2001.

RESOLVED this 23rd day of August, 2001.

Resolution 1--01

A RESOLUTION AUTHORIZING THE CHIEF OF PUBLIC SAFETY OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE TO EXECUTE MUTUAL AID AGREEMENTS PURSUANT TO SECTION 6-54-601 AND SECTIONS 12-0-101 THROUGH 12-9109, TENNESSEE CODE ANNOTATED, AS AMENDED, FOR FIRE FIGHTING ASSISTANCE PURPOSES WITH PLEASANT VIEW VOLUNTEER FIRE DEPARTMENT, HARPETH RIDGE VOLUNTEER FIRE DEPARTMENT, HENRIETTA VOLUNTEER FIRE DEPARTMENT AND TWO RIVERS VOLUNTEER FIRE DEPARTMENT.

WHEREAS, the Town of Kingston Springs has an organized department of government and provides fire fighting services; and

WHEREAS, the Town uses its fire fighting facilities and equipment for fire protection within the scope of its service area to protect persons and property outside the municipal limits, but within its service area, to render aid when so requested; and

WHEREAS, Tennessee law does allow mutual aid cooperation according to predetermined plans to render aid to other fire departments when an emergency exists for fire protection services and assistance.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

The Chief of Public Safety for the Fire Department of the Town of Kingston Springs, Tennessee is hereby authorized to execute mutual aid fire protection agreements with: Pleasant View Volunteer Fire Department, Harpeth Ridge Volunteer Fire Department, Henrietta Volunteer Fire Department and Two Rivers Volunteer Fire Department. Said mutual aid fire protection agreements are to be executed with the various chiefs of the respective departments, based upon due authority given unto them. Upon receipt of fully executed agreements, the Chief of Public Safety for the Fire Department for the Town of Kingston Springs shall file an original with the City Manager of the Town of Kingston Springs, and other required person or entity.

RESOLVED this 19th day of June, 2001.

Resolution 12-01

INITIAL RESOLUTION AUTHORIZING THE INCURRENCE OF INDEBTEDNESS BY THE TOWN OF KINGSTON SPRINGS, TENNESSEE, OF NOT TO EXCEED $2,700,000, BY THE EXECUTION WITH A PUBLIC BUILDING AUTHORITY OF A LOAN AGREEMENT OR OTHER INSTRUMENT EVIDENCING SUCH INDEBTEDNESS, TO PROVIDE FUNDING FOR CERTAIN PUBLIC WORKS PROJECTS, AND TO FUND THE INCIDENTAL AND NECESSARY EXPENSES RELATED THERETO

WHEREAS, it is necessary and in the public interest of the Town of Kingston Springs, Tennessee (the "Municipality") to incur indebtedness (the "Indebtedness"), through the execution with a Public Building Authority (the "Authority"), of a loan agreement or other instrument evidencing such Indebtedness (a "Loan Agreement"), for the purpose of financing certain public works projects, as hereinafter more fully described, and to pay legal, fiscal, administrative, and engineering costs, and costs incident to the financing thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AS FOLLOWS:

SECTION 1. For the purpose of financing all or a portion of the costs of certain public works projects, consisting of the renovation and improvement of the Community Center of the Municipality, the construction and equipping of a fire hall for use by the Municipality, the acquisition of fire trucks for the Municipality, the construction, improvement, and paving of streets and roads within the Municipality, the construction, renovation, and improvement of parks and recreational facilities of the Municipality, the acquisition of all other property real and personal appurtenant thereto and connected with such work, and to pay all legal, fiscal, administrative, and engineering costs incident thereto, and costs incident to incurring the Indebtedness (collectively, the "Project"), the Municipality is hereby authorized to incur Indebtedness in the amount of not to exceed Two Million Seven Hundred Thousand Dollars ($2,700,000), for the financing of the Project through the execution of a Loan Agreement with the Authority. The rate of interest payable pursuant to the provisions of a Loan Agreement shall be a variable rate which rate shall not exceed the maximum rate of interest permitted under the laws of the State of Tennessee.

SECTION 2. The indebtedness evidenced by the Loan Agreement shall be payable from any and all funds of the Municipality legally available therefor, including, but not necessarily limited to, ad valorem taxes to be levied for such purpose on all taxable property within the corporate limits of the Municipality, without limitation as to time, rate, and amount and for the punctual payment of said principal of, premium, if any, and interest on, the Loan Agreement, the full faith and credit of the Municipality will be irrevocably pledged.

SECTION 3. The Loan Agreement shall be executed pursuant to the provisions of Title 9, Chapter 21, Tennessee Code Annotated, as amended (the "Act"), and Title 12, Chapter 10, Tennessee Code Annotated, as amended.

SECTION 4. After the adoption of this Resolution, the Recorder is directed to cause this Resolution, with the notice prescribed by the Act, to be published in full once in a newspaper published and having general circulation in the Municipality.

SECTION 5. This Resolution shall take effect from and after its adoption, the welfare of the Municipality requiring it.

Adopted and approved this 17th day of May, 2001.

Resolution 13-01

A RESOLUTION TO APPROVE THE EXECUTION AND DELIVERY OF ONE OR MORE LOAN AGREEMENTS FOR THE PURPOSE OF PROVIDING FUNDS FOR FINANCING CERTAIN PUBLIC WORKS PROJECTS FOR THE TOWN OF KINGSTON SPRINGS, TENNESSEE

WHEREAS, the Board of Commissioners (the "Board") of the Town of Kingston Springs, Tennessee (the "Municipality"), has determined that need exists for the acquisition, construction, renovation, improvement, and/or installation of a "project" (the "Project"), as defined in Title 9, Chapter 21, Tennessee Code Annotated, as from time to time amended and supplemented, and as set forth in an Indenture of Trust (the "Indenture"), between The Public Building Authority of the City of Clarksville, Tennessee or The Public Building Authority of the County of Montgomery, Tennessee (the "Issuer") and SunTrust Bank, Orlando, Florida, as trustee (the "Trustee"), as permitted under Title 12, Chapter 10, Tennessee Code Annotated, as from time to time amended and supplemented, and as described in the form of one or more Loan Agreements (collectively, the "Loan Agreement"), between the Municipality, as borrower, and the Issuer, presented to this meeting, the costs of such Project not to exceed $2,700,000; and,

WHEREAS, the Board has taken the necessary steps to arrange for the acquisition, construction, renovation, improvement, equipping, and/or installation of the Project.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE:

Section 1. Approval of the Loan Agreement. The terms of the Loan Agreement, presented at this meeting are in the best interest of the Municipality and are hereby approved and the Board hereby

authorizes the Mayor and the Recorder of the Municipality to execute and deliver one or more Loan Agreements, each to be in substantially the form of the Loan Agreement presented to this meeting, the execution of such Loan Agreement by the Mayor and Recorder to evidence their approval of any and all changes to such Loan Agreement, and any related documents necessary to the consummation of the transactions contemplated by the Loan Agreement.

Section 2. Fulfillment of Obligations. The Board of the Municipality is authorized and directed to fulfill all obligations under the terms of the Loan Agreement.

Section 3. Tax Levy. There shall be levied and collected in the same manner as other ad valorem taxes of the Municipality on all taxable property within the corporate limits of the Municipality without limitation as to time, rate, or amount, to the extent necessary in the event funds of the Municipality legally available to pay the indebtedness evidenced by the Loan Agreement are insufficient, a tax sufficient to pay when due the amounts payable under the Loan Agreement, as and when they become due, and to pay any expenses of maintaining and operating the Project required to be paid by the Municipality under the terms and provisions of the Loan Agreement. For the prompt payment of the Loan Agreement, both principal and interest, as the same shall become due, the full faith and credit of the Municipality are irrevocably pledged.

Section 4. Consent to Assignment. The Municipality hereby acknowledges that the provisions of the Indenture assign to the Trustee, among other things, all of the interest of the Issuer in and to the Loan Agreement (other than the rights of the Issuer under Section 7.03 and Section 7.04 of the Loan Agreement, which are reserved to the Issuer) and the Municipality agrees to pay directly to the Trustee any amounts required to be paid by the Municipality to the Issuer pursuant to the Loan Agreement.

Section 5. Miscellaneous Acts. The Mayor, the Recorder, and all other appropriate officials of the Municipality are hereby authorized, empowered, and directed to do any and all such acts and things, and to execute, acknowledge, and deliver all such documents, instruments, and certifications, in connection with the execution of the Loan Agreement, in addition to those acts, things, documents, instruments, and certifications hereinbefore authorized and approved, as may in their discretion, be necessary or desirable to implement or comply with the intent of this Resolution; or any of the documents herein authorized and approved.

Section 6. Captions. The captions or headings in this Resolution are for convenience only and shall in no way define, limit, or describe the scope or intent of any provision hereof.

Section 7. Severability. Should any provision or provisions of this Resolution be declared invalid or unenforceable in any respect by final decree of any court of competent jurisdiction, the invalidity or unenforceability of such section, paragraph, ordinance, or provisions shall not affect the remaining provisions of such Resolution.

Section 8. Repeal of Conflicting Resolutions. All resolutions or parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed.

Section 9. Effective Date. This Resolution shall take effect upon its adoption, the welfare of the Municipality requiring it.

Adopted this 17th day of May, 2001.

Resolution 14-01

A RESOLUTION BY THE MAYOR AND BOARD OF,-COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE AUTHORIZING EMINENT DOMAIN PROCEEDINGS FOR THE PUBLIC PURPOSE OF A NEW FIRE HALL SUBSTATION AT 1001 MT. PLEASANT ROAD.

WHEREAS, the Town of Kingston Springs, Tennessee operates a municipal fire department to protect persons and property within its municipal limits and fire service area; and

WHEREAS, it has been determined that the real property located at 1001 Mt. Pleasant Road, Kingston Springs, Cheatham County, Tennessee, is a desirable site to place and construct a new fire hall substation that will improve the Town's fire fighting efforts to protect persons and property as a public purpose pursuant to the Town's charter; and

WHEREAS, it has been determined the aforesaid real property cannot be acquired through a private negotiated sale and the aforesaid real property has a value of $18,000.00 and can only be acquired by the Town's powers of eminent domain.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

The City Attorney, City Manager and City Recorder are here and now authorized to acquire by eminent domain proceedings the real property commonly known as 1001 Mt. Pleasant Road, Kingston Springs, Cheatham County, Tennessee 37082 and as more particularly described on Exhibit "A" attached hereto and incorporated by reference herein. The municipality has determined the reasonable value for said condemnation acquisition is $18,000.00. The City Recorder is authorized to pay into Court the compensation sum for said property owned by the heirs of the Estate of Jessie W. Lynch. The authorized officers, aforesaid, shall forthwith commence the condemnation.

RESOLVED this 27th day of September, 2001.

Resolution 15-01

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AMENDING RESOLUTION NO. 97-009 AS A MATTER OF POLICY FOR ADMINISTRATION AND ENFORCEMENT OF THE PROVISIONS WITHIN ORDINANCE NO. 97-007.

WHEREAS, Chapter No. 54, Private Acts of 1997, authorizes the Town of Kingston Springs to impose a privilege tax on new development by passage of an ordinance, after adopting a capital improvements program and by ratification of said act; and

WHEREAS, Ordinance No. 97-007, as codified in Title 5, Chapter 5, Municipal Code of ordinances, did establish a tax on new development within the municipality pursuant to the Private Act; and WHEREAS, by Resolution No. 97-009, administrative guidelines, procedures, regulations and forms were adopted in order to properly implement, administer and enforce the provisions of the aforesaid private act and local ordinance; and

WHEREAS, due to the complexity of the Act, it has been called to the attention of the Board of Commissioners that replacement residential structures for existing residential structures should by the administrative guidelines, procedures, regulations adopted by resolution be amended.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that as a matter of policy, the administrative guidelines, procedures, regulations and forms heretofore implemented for administration and enforcement of the provisions of Chapter 54, Private Acts of 1997, and as set forth in Ordinance No. 97-007 and Title 5, Chapter 5, Municipal Code of Ordinance should be amended as follows:

Replacement residential structures, pursuant to a valid building permit, replacing existing residential structures are as a matter of policy determined not to impact upon public facilities and services, in that no new burden is created upon existing residents and the municipality to provide additional public facilities and services. It is therefore, as a matter of policy, resolved and construed that replacement residential structures for existing residential structures are not subject to the local developmental adequate facilities tax and that the administrative guidelines heretofore implemented so reflect this resolution.

RESOLVED this 15th day of November, 2001.

Resolution 16-01

A RESOLUTION REQUESTING THAT THE MEMBERS OF THE TENNESSEE GENERAL ASSEMBLY SPONSOR AND INSURE THE ENACTMENT OF AN EXEMPTION OF SIGNS FROM TCA 13-7-208

WHEREAS, sign companies have used TCA 13-7-208 as a means of suing cities to change small signs into billboards otherwise illegal in the City; and

WHEREAS, billboards should be a matter of local regulation and not subject to the lobbies of the large sign companies; and

WHEREAS, in the case of OUTDOOR WEST OF TENNESSEE, INC. (Lamar Advertising of Tri-Cities), v. City of JOHNSON CITY. No E1999-00412-COA-R3-CV, June 26, 2000 and other cases have interpreted TCA 13-7-208 as an authorization to increase small signs into billboards or to add faces or enlarge billboards; and

WHEREAS, billboard advertising companies have misused the statute and converted it from its intended purpose;

NOW, THEREFORE, BE IT RESOLVED, that the Town of Kingston Springs, Tennessee Board of Commissioners request the Cheatham County representatives to the Tennessee General Assembly to sponsor and insure the enactment of a bill in order to deprive billboards from the protection of TCA 13-7-208.

ADOPTED THIS THE 15th DAY OF NOVEMBER, 2001.

Resolutions 2002

Resolution 1-02

A RESOLUTION BY THE MAYOR AND BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE AUTHORIZING EMINENT DOMAIN PROCEEDINGS FOR THE PUBLIC PURPOSE OF ROADWAY IMPROVEMENTS AT 128 WEST KINGSTON SPRINGS ROAD.

WHEREAS, it has been determined that a portion of the real property located at 128 West Kingston Springs Road, Kingston Springs, Cheatham County, Tennessee, is necessary and needed for roadway widening and improvements and is a public purpose pursuant to the Town's charter; and

WHEREAS, it has been determined the requisite and necessary real property cannot be acquired through a private negotiated sale and the aforesaid real property has a value of $1,400.00 and can only be acquired by the Town's powers of eminent domain.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

The City Attorney, City Manager and City Recorder are here and now authorized to acquire by eminent domain proceedings a portion of the real property commonly known as 128 West Kingston Springs Road, Kingston Springs, Cheatham County, Tennessee 37082 and as more particularly described on Exhibits attached hereto and incorporated by reference herein. The municipality has determined the reasonable value for said condemnation acquisition is $1,400.00. The City Recorder is authorized to pay into Court the compensation sum for said property owned by Arthur E. Dotson and wife, Mai Dotson. Said property sought to be condemned is a rightof-way area, in fee, and a slope easement, not in fee. The authorized officers, aforesaid, shall forthwith commence the condemnation.

RESOLVED this 26th day of April, 2002.

Resolution 2-02

A RESOLUTION RESCINDING RESOLUTION 02-001, DECLARATION FOR EMINENT DOMAIN PROCEEDINGS FOR ROADWAY RIGHT-OF-WAY AND SLOPE EASEMENT AT 128 WEST KINGSTON SPRINGS ROAD.

WHEREAS, the Board of Commissioners adopted Resolution 02-001 on April 26, 2002; and

WHEREAS, it appears to the Board of Commissioners that a settlement has been reached with the property owners, to wit: Arthur Dotson and wife, Mai Dotson, and certain adjustments to the necessary right-of-way and slope easement have been made pursuant to survey/engineering details.

NOW, THEREFORE, BE IT RESOLVED that Resolution 02-001 is here and now rescinded and the same is of no further force or effect.

RESOLVED this 16th day of May, 2002.

Resolution 3-02

A RESOLUTION BY THE MAYOR AND BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE AUTHORIZING EMINENT DOMAIN PROCEEDINGS FOR THE PUBLIC PURPOSE OF ROADWAY IMPROVEMENTS, WEST KINGSTON SPRINGS ROAD.

WHEREAS, it has been determined that a portion of the real property located at West Kingston Springs Road, Kingston Springs, Cheatham County, Tennessee, as owned by Bluffs of the Harpeth Homeowners Association, Inc., is necessary and needed for roadway widening and improvements and is a public purpose pursuant to the Town's charter; and

WHEREAS, it has been determined the requisite and necessary real property cannot be acquired through a private negotiated sale and the aforesaid real property has a value of $2,500.00 and can only be acquired by the Town's powers of eminent domain.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

The City Attorney, City Manager and City Recorder are here and now authorized to acquire by eminent domain proceedings a portion of the real property commonly known as the southerly com-

mon area bordering West Kingston Springs Road, Kingston Springs, Cheatham County, Tennessee 37082, as owned by Bluffs of the Harpeth Homeowners Association, Inc., and as more particularly described on Exhibits attached hereto and incorporated by reference herein. The municipality has determined the reasonable value for said condemnation. acquisition is $2,500.00. The City Recorder is authorized to pay into Court the compensation sum for said property owned by said not for profit Association. Said property sought to be condemned is a slope easement, not in fee. The authorized officers, aforesaid, shall forthwith commence the condemnation.

RESOLVED this 16th day of May, 2002.

Resolution 4-02

A RESOLUTION RESCINDING RESOLUTION 02-003, DECLARATION FOR EMINENT DOMAIN PROCEEDINGS FOR ROADWAY RIGHT-OF-WAY AND SLOPE EASEMENT.

WHEREAS, the Board of Commissioners adopted Resolution 02-003 on May 16, 2002; and

WHEREAS, it appears to the Board of Commissioners that a settlement has been reached with the property owners, to wit: Bluffs of the Harpeth Homeowners Association, and certain adjustments to the necessary right-of-way and slope easement have been made pursuant to survey/engineering details.

NOW, THEREFORE, BE IT RESOLVED that Resolution 02-003 is here and now rescinded and the same is of no further force or effect.

RESOLVED this 20th day of June, 2002.

Resolution 5-02

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, PURSUANT TO THE KINGSTON SPRINGS MUNICIPAL CODE, AS ADOPTED UNDER ORDINANCE NO. 95-008, ESTABLISHING NEW USER RATES FOR ALL PERSONS UTILIZING THE CITY'S WASTEWATER TREATMENT FACILITIES AS AUTHORIZED IN TITLE 18, SECTION 114, KINGSTON SPRINGS MUNICIPAL CODE.

WHEREAS, the Town of Kingston Springs, Tennessee, by virtue of Ordinance No. 95008, has adopted a codification of Ordinances known as the Kingston Springs Municipal Code; and

WHEREAS, it has come to the attention of the Board of Commissioners that the user rates for persons utilizing the city's wastewater treatment facilities should be modified, in accordance with local and state law; and

WHEREAS, the user rate and base rate calculations attached hereto on Exhibit "A" should become the user rates for wastewater treatment facilities effective with the October billing period,

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

1. The user rate and base rate schedule attached hereto as Exhibit "A" shall hereafter become the user rates for all persons utilizing the city wastewater treatment facilities in accordance with title 18, Section 114, Kingston Springs Municipal Code.

RESOLVED this 20th. day of July, 2002.

Exhibit "A"

SEWER RATES

USAGE CATEGORIES	PRESENT RATE 2001-2002 (per 1,000 gallons)	3% INCREASE 2002-2003
BASE	$4.35	$4.48
0-2000 GALLONS	$3.43	$3.53
2001-4000 GALLONS	$5.04	$5.19
4001-12,000 GALLONS	$5.10	$5.25
12001-20,000 GALLONS	$5.18	$5.34
OVER 20,001 GALLONS	$5.36	$5.52

Resolution 6-02

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING ITS MAYOR TO ENTER INTO AN AMENDMENT TO THE BILLING AND COLLECTION AGREEMENT BETWEEN THE TOWN OF KINGSTON SPRINGS AND SECOND SOUTH CHEATHAM UTILITY DISTRICT.

WHEREAS, the Town and Second South Cheatham Utility District did enter into a billing and collection agreement dated July 27, 1998, to facilitate billing and collection of the municipality's sewer charges; and

WHEREAS, the said Utility District has adopted a resolution to no longer collect sewer deposits and has approved an amendment to the billing and collection agreement with the Town as set forth in the draft attached hereto and incorporated by reference herein; and

WHEREAS, it has been determined that the proposed amendment for billing and collection of sewer services will not adversely affect the municipality by the proposed amendments to the heretofore adopted billing and collection agreement and the necessity and requirement of a sewer deposit shall no longer be required.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that the Mayor of the municipality is here and now authorized to execute the proposed amendment to the billing and collection agreement dated July 28, 1998, by and between the municipality and Second South Cheatham Utility District.

It is further RESOLVED that the municipality will no longer require and collect a sewer deposit for the initiation of sewer services and that all existing deposits will be refunded or credited to customers who have heretofore paid such a deposit. Said refund and method of refund or crediting to a customer's account shall be effectuated by the City Manager and District Manager of the Second South Cheatham Utility District.

RESOLVED this 19th day of September, 2002.

Resolution # 03-001

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, TO SET THE THRESHOLD FOR CAPITALIZATION.

WHEREAS, this Resolution establishes a threshold that dictates when expenditures may be capitalized in accordance with generally accepted accounting principles.

WHEREAS, the Town of Kingston Springs needs to establish a different threshold for each asset class in order to maintain effective managerial control.

THEREFORE, the Town of Kingston Springs resolves that these dollar levels set the thresholds that apply to these asset classes:

Land.....$500.00

Buildings.....$10,000.00

Improvements Other Than Buildings...$5,000.00

Equipment.....$5,000.00

Infrastructure.....$25,000.00

Construction in Process.....Tied to asset class

This resolution will take effect immediately upon passage.

1st Reading 3-20-2003

Mayor _____ City Recorder Debbie K. Dinch

Resolution No. 03-002

Town of Kingston Springs

WHEREAS, the State of Tennessee is experiencing lower than expected tax collections and higher than expected increases in costs; and

WHEREAS, Governor Phil Bredesen has proposed a fiscal year 2003-2004 budget that includes estimated growth in revenues of $242 million, new spending of $629 million, state government budget cuts of $237 million, cuts in dedicated transportation revenues of $65.8 million, cuts in state-shared taxes of $60.7 million; and other cuts, reductions, and revenue redirections; and

WHEREAS, Tennessee's local governments are experiencing lower than expected tax collections and higher than expected increases in costs in the same manner as Tennessee state government; and

WHEREAS, state-shared tax revenues are a critical funding source for local governments; and

WHEREAS, state-shared tax revenues are critical and necessary to maintain stable bond ratings; and

WHEREAS, state-shared tax revenues do not represent state spending, but, instead, represent an efficient, centralized system of taxation to produce revenues for multiple levels of governments; and

WHEREAS, state-shared tax revenues, by law, are deemed to meet constitutional requirements for state mandate funding; and

WHEREAS, state-shared tax revenue losses could result in local property tax increases, reductions in local government services, or a combination of tax increases and service reductions; and

WHEREAS, residents, businesses, and community organizations of the Town of Kingston Springs deserve, demand, and depend upon essential municipal services; and

WHEREAS, the services provided by the Town of Kingston Springs have fostered and maintained a high quality of life for residents, a favorable business environment, and a strong community spirit; and

WHEREAS, Tennessee's local governments, which are already experiencing local budget problems, recognize the seriousness and importance of the state's budget problem;

NOW THEREFORE BE IT RESOLVED that the Town of Kingston Springs urges the Governor and each member of the Tennessee General Assembly to propose, support, and remain open to options and alternatives to leave intact our system of revenue sharing, or, at a minimum, to reduce the magnitude of proposed state-shared tax reductions.

BE IT FURTHER RESOLVED that the Town of Kingston Springs urges the Governor and each member of the Tennessee General Assembly to propose, support, and remain open to options and alternatives to reduce the detrimental effect of any reductions in state-shared taxes.

Approved this 17th day of April, 2003

APPROVED: William Campbell
Mayor

ATTEST: Debbie K. Finch
Recorder

RESOLUTION 03-003

KINGSTON SPRINGS, TENNESSEE

WHEREAS, the Tennessee Housing Development Agency (THDA) Home Investment Partnership Program has been established to help eligible local applicants carry out housing strategies consistent with the objectives as set forth in the HOME Investment Partnership Program Act and with Title 24 Code of Federal Register, Part 92: The Home Investment Partnership Program Rule; and

WHEREAS, the Town of Kingston Springs, acting by and through its Board of Commissioners proposes to apply for HOME Investment Partnership Grant Program funds for the purpose of performing eligible housing activities that will benefit local residents.

WHEREAS, under the terms and provisions of the Home Investment Partnership Program Rule, the Town of Kingston Springs as a recipient is required to designate and appoint a Financial Officer to perform certain duties in the administration of said program.

NOW, THEREFORE, BE IT RESOLVED by the Board of Aldermen of the Town of Kingston Springs as follows:

THAT, Tony Campbell, Mayor, is hereby authorized to execute and submit an application with appropriate assurances to THDA requesting Fiscal Year 2003 HOME Investment Partnership Grant Program funds in an amount not to exceed $500,000 for homeowner and rental rehabilitation activities; and

THAT, Tony Campbell, Mayor, be and is hereby designated and appointed as Financial Officer under the terms and pursuant to the provisions of Title I of the Housing and Community Development Act of 1974, as amended, and to perform on behalf of the Town of Kingston Springs, Tennessee, those acts and assume such duties as are consistent with said position.

READ AND ADOPTED this the 17th day of April, 2003.

TOWN OF KINGSTON SPRINGS

BOARD OF COMMISSIONERS

APPROVED AS TO FORM AND LEGALITY:

Larry D. Craig, City Attorney

ATTEST:

Debbie K. Finch

Debbie K. Finch, City Recorder

RESOLUTION 03-004

KINGSTON SPRINGS, TENNESSEE

FOR ADMINISTRATIVE SERVICES

WHEREAS, the Town of Kingston Springs, Tennessee desires to apply for a HOME Partnership Grant from the Tennessee Housing Development Agency; and

WHEREAS, the Board of Commissioners of the Town of Kingston Springs finds it in the Town's best interest to secure the assistance of an experienced and qualified administrative management services firm to assist in the implementation for the HOME Partnership grant:

WHEREAS, in compliance with pertinent State regulations, the Town has solicited and evaluated statements of qualifications of interested professional administrative management firms; and

WHEREAS, the Board of Commissioners has determined that Community Development Partners, LLC. has the most appropriate experience, background and qualifications to provide said services.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners of the Town of Kingston Springs, select Community Development Partners, LLC. to provide application preparation and administrative management services, and project delivery services as required to implement the FY '03 HOME Partnership Grant.

READ AND ADOPTED this the 17th day of April 2003.

Anthony J. Campbell, Mayor

APPROVED AS TO FORM
AND LEGALITY:

Larry D. Craig, City Attorney

ATTEST:

Debbie K. Finch

Debbie K. Finch, City Recorder

RESOLUTION NO. 03-005

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE AUTHORIZING DONATION OF $10,000 (TEN THOUSAND DOLLARS) PER YEAR FOR THREE YEARS TOWARDS THE CONSTRUCTION OF A COUNTY ANIMAL CONTROL FACILITY.

WHEREAS, the Commissioners of Cheatham County have approved the construction of an animal control facility to be used by all residents of Cheatham County;

WHEREAS, the Town of Kingston Springs, Tennessee has been requested to contribute to the establishment of the animal control services;

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that the following donations be made to Cheatham County for the purpose of constructing an animal control facility as designated herein:

Fiscal Year 2003-04	$10,000.00	(Ten thousand dollars)
Fiscal Year 2004-05	$10,000.00	(Ten thousand dollars)
Fiscal Year 2005-06	$10,000.00	(Ten thousand dollars)

It is further RESOLVED that these funds will come from funds generated by the Adequate Facility Tax of the Town of Kingston Springs, Tennessee and the initial donation shall be made upon full completion of the facility.

RESOLVED this 19th day of June, 2003.

ANTHONY J. CAMPBELL, MAYOR

ATTEST:

DEBBIE K. FINCH, CITY RECORDER

RESOLUTION NO. 03-006

A RESOLUTION AUTHORIZING THE FIRE CHIEF OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, TO EXECUTE MUTUAL AID AGREEMENTS PURSUANT TO SECTION 6-54-601 AND SECTIONS 12-0-101 THROUGH 12-9-109, TENNESSEE CODE ANNOTATED, AS AMENDED, FOR FIRE FIGHTING ASSISTANCE PURPOSES WITH THE TOWN OF PEGRAM, TOWN OF ASHLAND CITY, CITY OF WHITE BLUFF, TOWN OF DICKSON, CITY OF FAIRVIEW, DICKSON COUNTY RESCUE SQUAD, PLEASANT VIEW VOLUNTEER FIRE DEPARTMENT, HENRIETTA VOLUNTEER FIRE DEPARTMENT, HARPETH RIDGE VOLUNTEER FIRE DEPARTMENT, CLAYLICK VOLUNTEER FIRE DEPARTMENT, TWO RIVERS VOLUNTEER FIRE DEPARTMENT AND THE METROPOLITAN GOVERNMENT FOR NASHVILLE, DAVIDSON COUNTY, TENNESSEE.

WHEREAS, the Town of Kingston Springs, Tennessee, has an organized Fire Department; and

WHEREAS, the Town of Kingston Springs uses its fire fighting facilities and equipment for fire protection within the scope of its fire protection service area to protect persons and properties outside the municipal limits, but within its service area to render aid when so requested; and

WHEREAS, Section 6-54-601 and Sections 12-0-101 through 12-9-109, Tennessee Code Annotated, as amended, does allow mutual cooperation according to a predetermined plan to render aid to other Fire Departments when an emergency exists for fire protection services.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

1. The Fire Chief of the Town of Kingston Springs, Tennessee is hereby authorized to execute mutual aid fire protection agreements with the following municipalities: Town of Pegram, Tennessee, Town of Ashland City, Tennessee, City of White Bluff, Tennessee, Town of Dickson, Tennessee, City of Fairview, Tennessee, Dickson County Rescue Squad, Pleasant View Volunteer Fire Department, Henrietta Volunteer Fire Department, Harpeth Ridge Volunteer Fire Department, Claylick Volunteer Fire Department, Two Rivers Volunteer Fire Department and the Metropolitan Government for Nashville, Davidson County, Tennessee. Said mutual aid fire protection agreements to be executed by the various Fire Chiefs of the respective municipalities under due authority given by their respective boards, commissions or councils. Upon receipt of fully executed agreements, the Fire Chief of the Town of Kingston Springs shall file an original with the City Manager of the Town of Kingston Springs, Tennessee, and any required person or entity.

RESOLVED this 18th day of September, 2003.

ANTHONY J. CAMPBELL, MAYOR

ATTEST:

Debbie K. Finch
DEBBIE FINCH, City Recorder

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, City Attorney

RESOLUTION NO. 046002

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE EXEMPTING SCHOOLS, CHURCHES AND 501(c)(3) NOT FOR PROFIT ORGANIZATIONS FROM PAYMENT OF TEMPORARY SIGN PERMITS AND TENT PERMITS AS REQUIRED BY ORDINANCES OF THE TOWN OF KINGSTON SPRINGS.

WHEREAS, the Board of Commissioners require the payment of certain permit fees for the issuance of a temporary sign permit and tent permit; and

WHEREAS, the Board of Commissioners find it desirable to exempt schools, churches and 501(c)(3) not for profit organizations from the requirement to pay temporary sign permits and tent permit fees to the Town.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

1. All schools, churches and 501(c)(3) not for profit organizations having a situs in Cheatham County, Tennessee shall hereafter be exempt from the payment of permit fees to the Town of Kingston Springs, Tennessee for the issuance of temporary sign permits and tent permits.

2. Notwithstanding the waiver of requisite fees as may be provided under ordinances of the Town, all schools, churches and 501(c)(3) not for profit organizations shall be required to obtain the requisite permit and comply with all of the regulatory requirements for temporary signs and tents.

RESOLVED this 19th day of February, 2004.

Ray Crouch, Sr.
MAYOR

ATTEST:

Debbie K. Finch
DEBBIE K. FINCH, City Recorder

RESOLUTION 04-001

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, PURSUANT TO THE KINGSTON SPRINGS MUNICIPAL CODE, AS ADOPTED UNDER ORDINANCE NO. 95-008, ESTABLISHING NEW USER RATES FOR ALL PERSONS UTILIZING THE CITY'S WASTEWATER TREATMENT FACILITIES AS AUTHORIZED IN TITLE 18, SECTION 114, KINGSTON SPRINGS MUNICIPAL CODE.

WHEREAS, the Town of Kingston Springs, Tennessee, by virtue of Ordinance No. 95-008, has adopted a codification of Ordinances known as the Kingston Springs Municipal Code; and

WHEREAS, it has come to the attention of the Board of Commissioners that the user rates for persons utilizing the city's wastewater treatment facilities should be modified, in accordance with local and state law; and

WHEREAS, the user rate and base rate calculations attached hereto on Exhibit "A" should become the user rates for wastewater treatment facilities effective with the October billing period,

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

1. The user rate and base rate schedule attached hereto as Exhibit "A" shall hereafter become the user rates for all persons utilizing the city wastewater treatment facilities in accordance with title 18, Section 114, Kingston Springs Municipal Code.

RESOLVED this 15th day of January, 2004.

Anthony J. Campbell
MAYOR

ATTEST:

Debbie K. Finch
CITY RECORDER

USAGE CATEGORIES	PRESENT RATE	4 % INCREASE
	2002-2003	2003-2004
BASE	$4.48	$4.66
0-2,000 GALLONS	$3.53	$3.67
2,001-4,000 GALLONS	$5.19	$5.40
4,001-12,000 GALLONS	$5.25	$5.46
12,001-20,000 GALLONS	$5.34	$5.55
OVER 20,001 GALLONS	$5.52	$5.74

EXHIBIT "A"

RESOLUTION NO. 04- 003

A RESOLUTION ESTABLISHING RENTAL USE FEES FOR RENTAL OF TOWN OF KINGSTON SPRINGS PARKS' FACILITIES.

WHEREAS, the Board of Commissioners of the Town of Kingston Springs, Tennessee, have established rules and regulations governing the use of its parks; and

WHEREAS, in order to preserve and protect the property owned by the Town, it is necessary to establish rental use fees so as to keep the property in a good state of repair for all future use thereof and make the same available for public rental use.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee as follows:

Attached hereto and incorporated by reference is the rental use fee schedule and security/damage deposit schedule for the public rental use of the Town's park facilities to be collected at the time of application and reservation of such facilities.

RESOLVED this 15th day of April, 2004.

Ray Crouch, Sr.
MAYOR

ATTEST:

Debbie K. Finch
DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RENTAL FEES, RULES AND REGULATIONS FOR THE RENTAL USE OF THE KINGSTON SPRINGS PICNIC FACILITIES

The Board of Commissioners of the Town of Kingston Springs, Tennessee, have, by duly adopted resolution, set forth the rental fee schedule for use of its parks' picnic facilities and rules and regulations applicable to the rental of the facilities.

The rental fee, per four-hour period, is $35.00. In the event of an insufficient fund check tendered, the applicant shall be responsible for a $50.00 return check charge, payable within five (5) business days of notice to the applicant. Checks must be drawn on a bank with offices in the State of Tennessee.

There shall be a security/damage/cleaning deposit in the amount of $50.00, to be paid at the same time the rental fee is tendered. This deposit will be forfeited in the event the facility and grounds are left in an unclean manner and not in the same condition as prior to the rental. Payment of the security deposit and forfeiture thereof for any damage to the premises will not relieve the applicant of any further or additional damages as may be asserted by the Town of Kingston Springs, Tennessee. Upon notice of any additional damage, the applicant will pay the cost of repair or estimate of damage within five (5) business days from the time of notice to applicant. The applicant must be a resident of Cheatham County, Tennessee.

The use of alcohol on the premises is prohibited.

Applicant agrees to abide by all park rules during the rental period. Rules are posted at the park.

Application for use of a facility must be made a minimum of 72 hours before the contemplated rental time and date.

Any music or musical performance during the rental period shall not be audible beyond the property lines of the park and shall not be loud or disturbing to other park users.

No nails or tacks or glue may be used to fasten any decoration or other item. Tape and string fasteners are permitted.

At the end of the rental use, all trash and refuse must be bagged and removed from the premises. All tables must be wiped clean after the use. Any decorations must be completely removed, including the fasteners of the decorations. Relocation of the tables for the rental use is allowed, but they must be put back in the same location as situated prior to the rental. Grills must be fully extinguished and free from trash.

It is expressly understood and agreed that any person coming in or upon the premises shall be the guest of the applicant. The applicant has inspected the premises, finding the pavilion in a good and safe condition. The rental use by the applicant after payment of the rental sum, deposit and completion of the application shall act as a release to the Town of Kingston Springs, Tennessee, as to any and all risk of damage, loss of personal property, or injury that might occur in or upon the premises during the term of the rental period. The applicant and all persons utilizing the facility as a guest or invitee of the applicant specifically releases and agrees to indemnify and hold the Town of Kingston Springs harmless by reason of any defect in or as to the condition of the premises upon when the rental event is held.

RESOLUTION NO. 04-004

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING ITS MAYOR TO ENTER INTO AN INTER-LOCAL AGREEMENT WITH THE TOWN OF PEGRAM, TENNESSEE FOR BUILDING INSPECTION SERVICES AND CODE COMPLIANCE SERVICES.

WHEREAS, the Town of Kingston Springs, Tennessee, has employed a full time person to serve as the Town's building official for building inspection services and codes compliance; and

WHEREAS, the Town of Pegram desires to share in the expenses for the building official to serve as the building official and codes compliance officer for its municipality; and

WHEREAS, it is allowed by law that local governments enter into agreements to provide services one to the other as approved by the respective boards.

NOW, THEREFORE, BE IT RESOLVED that the Mayor of the Town of Kingston Springs is here and now authorized to enter into an inter-local agreement with the Town of Pegram, Tennessee by written agreement to share the services of an employee known as the Building Official and Codes Compliance Officer of the respective municipalities.

RESOLVED this 15th day of July, 2004.

Ray Crouch, Sr.

RAY CROUCH, SR., MAYOR

ATTEST:

Debbie K. Finch

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

COPY

INTER-LOCAL AGREEMENT BETWEEN THE TOWN OF KINGSTON SPRINGS, TENNESSEE AND THE TOWN OF PEGRAM, TENNESSEE

THIS INTER-LOCAL AGREEMENT shall become in full force and effect on the date of full execution by the respective Mayors of the Towns of Kingston Springs and Pegram, Tennessee.

WHEREAS, local municipal governments are empowered to enter into inter-local agreements between the respective municipalities, including, but not limited to, the sharing of services of building officials and code compliance officers; and

WHEREAS, the Town of Kingston Springs has by Resolution No. 04-004, authorized its Mayor to enter into a written inter-local agreement with the Town of Pegram, Tennessee, and the Town of Pegram, by its Resolution No. 2004-11, has authorized its Mayor to enter into said agreement whereby the Town of Pegram, in exchange for consideration as will hereinafter be set forth, will receive services for building inspection services and codes compliance from the Town of Kingston Springs.

NOW, THEREFORE, in consideration of the sum of Ten ($10.00) Dollars, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, and the mutual benefits that will accrue unto each governmental entity, the parties have entered into this inter-local agreement by and through the respective municipal Mayors:

W I T N E S S E T H:

The Town of Kingston Springs has in its employ a full time person to serve as its Building Official to carry out building inspection services and to provide services for codes compliance. Hereafter, the employee shall be deemed the full time employee of the Town of Kingston Springs, Tennessee and be paid by the Town of Kingston Springs, Tennessee, together with any and all other employee benefits. The additional terms of the inter-local agreement to share the services of the Building Official and Codes Compliance Officer are:

1. The Town of Kingston Springs will provide an office at its City Hall location. The Town of Pegram will provide an office at its City Hall location.

2. The Town of Pegram will receive the services of the employee of the Town of Kingston Springs which shall equate to sixteen (16) hours per week.

3. The Town of Pegram will provide workers compensation coverage for the employee when providing services for the Town of Pegram.

4. The shared employee shall, while performing services for the Town of Pegram, report to the Mayor of said municipality.

5. This inter-local agreement shall have an effective date commencing on July 1, 2004, and end on June 30, 2005, and will continue year to year thereafter unless otherwise terminated pursuant to the terms herein.

6. Termination of this agreement shall occur upon one of the following:

   a. Should the Town of Pegram not wish to renew this agreement, written notice must be given to the Town of Kingston Springs not less than sixty (60) days prior to the annual termination date; otherwise, the agreement shall renew each year, subject to increases in salary and employee benefits agreed upon between the parties.

   b. Should the Town of Kingston Springs wish to increase the employee's salary and/or benefits, written notice of the proposed increase, including but not limited to the cost thereof to each town and the effective date thereof, must be given to the Town of Pegram not less than one hundred twenty (120) days prior to the annual termination date; otherwise, the agreement shall be automatically cancelled upon the annual termination date in the given year. The Town of Pegram shall have until the sixtieth day prior to the annual termination date in which to notify the Town of Kingston Springs of its position regarding the proposed increase, and if the towns are unable to reach an agreement as to the proposed increase, the Town of Pegram shall have the option of terminating this agreement pursuant to section (a) herein above.

7. Should the employee's position become vacant for any reason, including but not limited to termination and/or resignation, the Town of Kingston Springs shall notify the Town of Pegram within three (3) days of such vacancy, and the towns shall consult regarding any new hire. Each town shall have a sixty (60) day right of termination of this agreement from the date the Town of Pegram is notified of the vacancy.

8. The Town of Pegram shall pay the sum of Fourteen Thousand Three Hundred Six and 60/100ths ($14,306.60) Dollars on an annual basis to the Town of Kingston Springs, Tennessee as full compensation to the employee for all services rendered as contemplated by and under the terms of this agreement. Payment to the Town of Kingston Springs shall be paid monthly on the first day

of each month from and after the effective date in the sum of One Thousand One Hundred Ninety-Two and 16/100ths ($1,192.16) Dollars.

9. The Mayor of the Town of Pegram shall immediately notify the City Manager of the Town of Kingston Springs relative to any grievances it may have with the employee relative to the performance of duties, and the said City Manager shall address said grievances in cooperation with the Mayor of the Town of Pegram on behalf of the aggrieved Town.

10. Both municipalities shall furnish to the other a certified copy of their respective resolutions evidencing due authority to enter into this agreement and expressly acknowledge the agreement to be fair and reasonable and in the best interest of each municipality so as to provide building inspection services by a building official, duly empowered, and to assist in the exercise of codes compliance of the ordinances of the respective towns.

WITNESS our hands on the day and date hereafter written.

TOWN OF KINGSTON SPRINGS, TENNESSEE

BY: Ray Crouch Sr.
RAY CROUCH, SR., MAYOR

DATED: 7-15-04

TOWN OF PEGRAM, TENNESSEE

BY: Gene Hannah, Mayor
GENE HANNAH, MAYOR

DATED: 7-29-04

RESOLUTION 2004-11

A RESOLUTION BY THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF PEGRAM, TENNESSEE, AUTHORIZING ITS MAYOR TO ENTER INTO AN INTER-LOCAL AGREEMENT WITH THE TOWN OF KINGSTON SPRINGS, TENNESSEE FOR BULIDING INSPECTION SERVICES AND CODE COMPLIANCE SERVICES.

WHEREAS, the Town of Kingston Springs, Tennessee, has employed a full time person to serve as the Town's building official for building inspection services and codes compliance; and

WHEREAS, the Town of Pegram desires to share in the expenses for the building official to serve as the building official and codes compliance officer for its municipality; and

WHEREAS, it is allowed by law that local governments enter into agreements to provide services one to the other as approved by the respective boards.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Pegram, Tennessee, that the Mayor of the Town of Pegram is here and now authorized to enter into an inter-local agreement with the Town of Kingston Springs, Tennessee by written agreement to share the services of an employee known as the Building Official and Codes Compliance Officer of the respective municipalities.

This Resolution shall take effect upon its adoption, the public welfare requiring it.

PASSED, ADOPTED AND APPROVED on this the 29th day of July, 2004.

Gene Hannah, Mayor

Gene Hannah, Mayor

Attest:

Judy Thurmond-Phillips

Judy Thurmond-Phillips, Town Recorder

APPROVED AS TO FORM AND LEGALITY:

Shannon C. Smith, City Attorney

ORIGINAL

RESOLUTION 04-005

AUTHORIZING THE TOWN OF KINGSTON SPRINGS, TENNESSEE TO PARTICIPATE IN THE TML RISK MANAGEMENT POOL "SAFETY PARTNERS" LOSS CONTROL MATCHING GRANT PROGRAM

WHEREAS, the safety and well being of the employees of the Town of Kingston Springs, Tennessee is of the greatest importance; and

WHEREAS, the TML Risk Management Pool seeks to encourage the establishment of a safe workplace by offering a "Safety Partners" Loss Control Matching Grant Program; and

WHEREAS, the Town of Kingston Springs now seeks to participate in this important program.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE the following:

SECTION 1. That the Town of Kingston Springs is hereby authorized to submit application for a "Safety Partners" Loss Control Matching Grant through the TML Risk Management Pool.

SECTION 2. That the Town of Kingston Springs is further authorized to provide a matching sum to serve as a match for any monies provided by this grant.

RESOLVED, this 19th day of August in the year of 2004.

Ray Crouch, Sr.

Mayor Ray Crouch

ATTEST:

Debbie K. Finch

Debbie K. Finch, City Recorder

RESOLUTION 04-006

A RESOLUTION AUTHORIZING THE MAYOR OF THE TOWN OF KINGSTON SPRINGS TO ENTER INTO A CONTRACT WITH THE TENNESSEE WILDLIFE RESOURCES AGENCY (TWRA) TO GRANT A CONSERVATION EASEMENT TO THE TWRA IN CITY PARK.

WHEREAS, the Town's property known as City Park at 601 Park Street is experiencing severe bank destabilization on the Harpeth River;

WHEREAS, the Tennessee Stream Mitigation Program (TSMP), an agency of TWRA is willing to provide compensatory stream mitigation through bank stabilization by experienced and knowledgeable environmental professionals;

WHEREAS, the TSMB is proposing that the Town of Kingston Springs dedicate a conservation easement to the TWRA in exchange for the proposed mitigation work to proceed;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Town of Kingston Springs authorize its Mayor to grant a conservation easement to the Tennessee Wildlife Resources Agency under final terms negotiated by the City Manager in the attached agreement.

RESOLVED this 19th day of August, 2004.

RAY CROUCH, MAYOR

ATTEST:

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION #04-007

AUTHORIZING THE APPLICATION FOR A GRANT TO IMPROVE PEDESTRIAN/RECREATIONAL FACILITIES IN KINGSTON SPRINGS, CHEATHAM COUNTY, TENNESSEE

WHEREAS, The Town of Kingston Springs is eligible for Transportation Enhancement Funds Program through the Office of Local Programs of the Tennessee Department of Transportation; and

WHEREAS, the need exists to construct sidewalks, improve drainage and roadways to connect the parks and downtown area to existing pedestrian ways in Kingston Springs, Tennessee; and the Town is desirous of making an application for grant funds to assist in funding such as a project;

NOW, THEREFORE, BE IT RESOLVED, by the Kingston Springs Board of Commissioners, meeting in regular session this 21st day of October, 2004 that:

SECTION 1: The City Manager is hereby authorized and directed to execute and submit an application for Transportation Enhancement funds to the Office of Local Programs through the Tennessee Department of Transportation.

SECTION 2: The total cost of the project is$704,209.00. The Town of Kingston Springs is eligible for a grant to cover eighty (80%) percent of the total project costs, or $563,367.20. The remaining twenty (20%) percent of $140,841.80 will be provided in the form of cash from The Town of Kingston Springs.

SECTION 3: This resolution shall become effective upon passage, the public welfare requiring it.

Ray Crouch, Jr.

Ray Crouch, Mayor

Attest:

Debbie K. Finch

Debbie K. Finch, Recorder

Approved for form and legality:

Larry D. Craig, City Attorney

RESOLUTION NO. 04-008

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, ESTABLISHING A PERMIT FEE SCHEDULE UNDER THE KINGSTON SPRINGS MUNICIPAL CODE, TITLE 12, CHAPTER 1, SECTION 103.

WHEREAS, to protect the citizens of the municipality and to ensure safety of all persons and property in structures therein, the Board of Commissioners have determined that a fee schedule for enforcement of the Town's building code is necessary by due inspections for permits issued.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs as follows: Pursuant to the Kingston Springs Municipal Code, Title 12, Chapter 1, Section 103, a fee schedule for inspections pursuant to permits issued by the Town's building inspector is here and now established to become effective on January 1, 2005. The fee schedule is attached hereto as Exhibit "A" and incorporated by reference herein.

RESOLVED this 18th day of November, 2004, the public welfare demanding such.

Ray Crouch, Sr.
RAY CROUCH, SR., MAYOR

ATTEST:

Debbie K. Finch
DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

TOWN OF KINGSTON SPRINGS PERMIT FEE SCHEDULE

	BASIS	RATE/CHARGE
BUILDING PERMITS - RESIDENTIAL & COMMERCIAL[1]	SF	$0.30
REINSPECTION FEE	FLAT	$40.00
EXTENSION/RENEWAL/ADJUSTMENT*	FLAT	$50.00 ONCE/AFTER 1 YEAR
ACCESSORY STRUCTURE[2]	SF	$0.30
RESIDENTIAL REMODELING[3]	FLAT	$50.00
COMMERCIAL REMODELING[4]	SF	$0.30 $50.00 MININUM
ROOF - SURFACE REPLACEMENT ONLY	FLAT	$25.00
DEMOLITION	FLAT	$50.00
DRIVEWAY PERMIT	FLAT	$25.00
SWIMMING POOL - INGROUND	SF OF POOL ONLY	$0.30
SWIMMING POOL - ABOVE GROUND	OVER 24" DEEP	$50.00
WOOD DECK	FLAT	$50.00
SIGN PERMIT	FLAT	$50.00
TEMPORARY USE - (Tents, Constr. Trailers, PODS)	>200 SF	$50.00
RETAINING WALLS over 4' high	FLAT; PTO	$50.00
FENCES over 6' tall	FLAT	$50.00
COMMERCIAL PLANS REVIEW	PTO	Pass Through Charges
TRAILERS-MOVE OFF	PER SECTION, FLAT	$50.00
TRAILERS - MOVE ON	PER SECTION, FLAT	$100.00
GRADING/EXCAVATING PERMIT	FLAT, PTO	$50.00
HOUSE/BUILDING MOVING; with evidence of insurance	FLAT	$250.00
BLASTING; with evidence of insurance	FLAT	$25.00

[1]Includes modular building units; fee inclusive of plumbing and mechanical

[2]Barns, sheds, storage building, carports over 200 SF without plumbing or electrical; otherwise treated as a regular building permit per SF

[3]No additional SF created and no change as to load bearing wall(s), otherwise per SF

[4]No new exterior construction on same building footprint; interior reconstruction and alteration

SF = per Square Foot
PTO = per Pass Through Ordinance, as applicable
FLAT = Flat Fee
*Plus adjustment for understated square footage from application submitted

RESOLUTION #05-001

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A MULTI-JURSIDICTIONAL AGREEMENT FOR BUILDING INSPECTION SERVICES IN CHEATHAM COUNTY FOR THE PURPOSE OF PROVIDING MUTUAL BENEFITS TO ALL OF THE GOVERNMENTAL ENTITIES OF CHEATHAM COUNTY.

WHEREAS, Cheatham County and each Municipal Corporation within the county have enacted certain building codes; and

WHEREAS, said governmental entities have employed and appointed an officer or officers (herein referred to as "Building Inspector") to enforce its respective building codes; and

WHEREAS, the Town is permitted by law to enter into inter-local agreements to provide the services contemplated by this Resolution; and

WHEREAS, from time to time, it may be necessary or desirable for one of said governmental entities to seek the assistance of a Building Inspector from another entity;

NOW THEREFORE, BE IT RESOLVED, that the Mayor of the Town of Kingston Springs, Tennessee is hereby authorized to enter into the "Joint Agreement for the Conduct of Necessary Building Inspection Services" as proposed by Cheatham County and is hereto attached as
EXHIBIT A.

RESOLVED this 21st day of April, 2005.

Ray Crouch, Sr.
MAYOR, RAY CROUCH, SR.

ATTEST:

Debbie K. Finch
DEBBIE FINCH, City Recorder

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, City Attorney

Joint Agreement for the Conduct
of
Necessary Building Inspection Services

This agreement made and entered into pursuant to Tennessee Code Annotated 5-1-113 by and between Cheatham County, Tennessee and certain Municipal Corporations within said county.

Whereas Cheatham County and each Municipal Corporation within the county have enacted certain building codes; and

Whereas said governmental entities have employed and appointed an ~~officer or~~ officers (herein referred to as "Building Inspector") to enforce its respective building codes; and

Whereas from time to time, it may be necessary or desirable for one of said governmental entities to seek the assistance of a Building Inspector from another entity;

Now, therefore, it is hereby agreed that Cheatham County, and the Municipal Corporations within the county who adopt this agreement, shall, upon request of any of the other governmental entities, furnish a Building Inspector to act in the place and stead of the Building Inspector of the requesting governmental entity.

The request for such assistance shall be from the Mayor or designee of the requesting entity made to the Mayor or designee of the responding entity. The Building Inspector who is furnished shall have the same authority, privileges, and immunities as that of the Building Inspector of the requesting entity. The responding entity may recover from the requesting entity the actual costs incurred by the responding entity in furnishing its Building Inspector.

This agreement shall become effective upon its ratification by the Cheatham County Legislative Body and the Board of Commissioners of the Town of Kingston Springs and of any other municipality within the county desiring to participate herein and shall continue in effect thereafter. Any governmental entity which is a party hereto may terminate its participation by resolution of its legislative body and upon ninety days prior written notice to the other participants hereto.

Approved by vote of the Town of Kingston Springs, Tennessee Board of Commissioners this the 21st day of April, 2005.

Ray Crouch, Sr.

Mayor Ray Crouch, Sr,

RESOLUTION NO. 05-002

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, OFFICIALLY NAMING MUNICIPAL OWNED REAL PROPERTY AT 358 NORTH MAIN STREET AS THE KATHERINE W. SLEIGHTER BUILDING.

WHEREAS, the Town of Kingston Springs, Tennessee, owns certain real property commonly known as 358 North Main Street, Kingston Springs, Tennessee 37082, which houses the South Cheatham Library; and

WHEREAS, this Town and the greater community have been served since the library's inception by a citizen of the municipality as its librarian; and

WHEREAS, the Board of Commissioners find it fitting to recognize librarian Katherine W. Sleighter for her many years of service to the Town of Kingston Springs and southern Cheatham County by officially naming this public building to be hereafter known as the "Katherine W. Sleighter Building".

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs that the municipal owned real property at 358 North Main Street shall hereafter become the "Katherine W. Sleighter Building" in recognition of her significant contributions to our local library and her tireless efforts as librarian that have made Kingston Springs a better place to live.

RESOLVED this 21st day of April, 2005.

Ray Crouch, Sr.

RAY CROUCH, SR., MAYOR

ATTEST:

Debbie K. Finch

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION 05-003

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, PURSUANT TO THE KINGSTON SPRINGS MUNICIPAL CODE, AS ADOPTED UNDER ORDINANCE NO. 95-008, ESTABLISHING NEW USER RATES FOR ALL PERSONS UTILIZING THE CITY'S WASTEWATER TREATMENT FACILITIES AS AUTHORIZED IN TITLE 18, SECTION 114, KINGSTON SPRINGS MUNICIPAL CODE.

WHEREAS, the Town of Kingston Springs, Tennessee, by virtue of Ordinance No. 95-008, has adopted a codification of Ordinances known as the Kingston Springs Municipal Code; and

WHEREAS, it has come to the attention of the Board of Commissioners that the user rates for persons utilizing the city's wastewater treatment facilities should be modified, in accordance with local and state law; and

WHEREAS, the user rate and base rate calculations attached hereto on Exhibit "A" should become the user rates for wastewater treatment facilities effective with the June 2005 billing period,

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

1. The user rate and base rate schedule attached hereto as Exhibit "A" shall hereafter become the user rates for all persons utilizing the city wastewater treatment facilities in accordance with title 18, Section 114, Kingston Springs Municipal Code.

RESOLVED this 19th day of May 2005.

Ray Crouch, Sr.

MAYOR RAY CROUCH, SR.

ATTEST:

Debbie K. Finch

DEBBIE K. FINCH, CITY RECORDER

ATTEST AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

Sewer Rates 2005

Town of Kingston Springs, TN

USAGE CATEGORIES	PRESENT RATE	8 % INCREASE
	2004-2005	2005-2006
BASE	$4.66	$5.03
0-2,000 GALLONS	$3.67	$3.96
2,001-4,000 GALLONS	$5.40	$5.83
4,001-12,000 GALLONS	$5.46	$5.90
12,001-20,000 GALLONS	$5.55	$5.99
OVER 20,001 GALLONS	$5.74	$6.20
	EXHIBIT "A"	

RESOLUTION 05-004

A RESOLUTION FOR THE TOWN OF KINGSTON SPRINGS, TENNESSEE TO PARTICIPATE IN THE STATE OF TENNESSEE'S THREE-STAR PROGRAM.

WHEREAS, the Tennessee Department of Economic and Community Development is committed to assist the communities it serves in creating opportunities for sustained economic growth through the Three-Star Program; and

WHEREAS, participation in the Three Star Program affords certified communities the opportunity to develop and implement programs affecting the economic appeal and viability considered by business and industry in making investment decisions; and

WHEREAS, certification as a Three-Star community in the Three-Star Program involves a cooperative effort by numerous local entities;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Town of Kingston Springs, Tennessee, meeting in regular session this 16th day of June, 2005, that the Town of Kingston Springs will participate in the Three-Star Program and supports the effort of the Cheatham County Joint Economic & Community Development Board.

Resolved this 16th day of June, 2005.

Ray Crouch Sr.

Mayor Ray Crouch

ATTEST:

Debbie K. Finch

Debbie K. Finch, City Recorder

ATTEST TO FORM AND LEGALITY:

Larry D. Craig, City Attorney

RESOLUTION NO. 05-005

RESOLUTION TO APPROVE THE EXECUTION AND DELIVERY OF ONE OR MORE LOAN AGREEMENTS FOR THE PURPOSE OF PROVIDING FUNDS FOR FINANCING CERTAIN PUBLIC WORKS PROJECTS FOR THE TOWN OF KINGSTON SPRINGS, TENNESSEE

WHEREAS, the Board of Commissioners (the "Board") of the Town of Kingston Springs, Tennessee (the "Municipality"), has determined that need exists for the acquisition, construction, renovation, improvement, and/or installation of a "project" (the "Project"), as defined in Title 9, Chapter 21, Tennessee Code Annotated, as from time to time amended and supplemented, and as set forth in an Indenture of Trust (the "Indenture"), between The Public Building Authority of the City of Clarksville, Tennessee or The Public Building Authority of the County of Montgomery, Tennessee (the "Issuer") and SunTrust Bank, Orlando, Florida, as trustee (the "Trustee"), as permitted under Title 12, Chapter 10, Tennessee Code Annotated, as from time to time amended and supplemented, and as described in the form of one or more Loan Agreements (collectively, the "Loan Agreement"), between the Municipality, as borrower, and the Issuer, presented to this meeting, the costs of such Project not to exceed $1,310,000; and,

WHEREAS, the Board has taken the necessary steps to arrange for the acquisition, construction, renovation, improvement, equipping, and/or installation of the Project.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE:

Section 1. Approval of the Loan Agreement. The terms of the Loan Agreement, presented at this meeting are in the best interest of the Municipality and are hereby approved and the Board hereby authorizes the Mayor and the Recorder of the Municipality to execute and deliver one or more Loan Agreements, each to be in substantially the form of the Loan Agreement presented to this meeting, the execution of such Loan Agreement by the Mayor and Recorder to evidence their approval of any and all changes to such Loan Agreement, and any related documents necessary to the consummation of the transactions contemplated by the Loan Agreement.

Section 2. Fulfillment of Obligations. The Board of the Municipality is authorized and directed to fulfill all obligations under the terms of the Loan Agreement.

Section 3. Tax Levy. There shall be levied and collected in the same manner as other ad valorem taxes of the Municipality on all taxable property within the corporate limits of the Municipality without limitation as to time, rate, or amount, to the extent necessary in the event funds of the Municipality legally available to pay the indebtedness evidenced by the Loan Agreement are insufficient, a tax sufficient to pay when due the amounts payable under the Loan Agreement, as and when they become due, and to pay any expenses of maintaining and operating the Project required to be paid by the Municipality under the terms and provisions of the Loan Agreement. For the prompt payment of the Loan Agreement, both principal and interest, as the same shall become due, the full faith and credit of the Municipality are irrevocably pledged.

Section 4. Consent to Assignment. The Municipality hereby acknowledges that the provisions of the Indenture assign to the Trustee, among other things, all of the interest of the Issuer in and to the Loan Agreement (other than the rights of the Issuer under Section 7.03 and Section 7.04 of the Loan Agreement, which are reserved to the Issuer) and the Municipality agrees to pay directly to the Trustee any amounts required to be paid by the Municipality to the Issuer pursuant to the Loan Agreement.

Section 5. Miscellaneous Acts. The Mayor, the Recorder, the City Attorney, and all other appropriate officials of the Municipality are hereby authorized, empowered, and directed to do any and all such acts and things, and to execute, acknowledge, and deliver all such documents, instruments, and certifications, in connection with the execution of the Loan Agreement, in addition to those acts, things, documents, instruments, and certifications hereinbefore authorized and approved, as may in their discretion, be necessary or desirable to implement or comply with the intent of this Resolution; or any of the documents herein authorized and approved.

Section 6. Captions. The captions or headings in this Resolution are for convenience only and shall in no way define, limit, or describe the scope or intent of any provision hereof.

Section 7. Severability. Should any provision or provisions of this Resolution be declared invalid or unenforceable in any respect by final decree of any court of competent jurisdiction, the invalidity or unenforceability of such section, paragraph, ordinance, or provisions shall not affect the remaining provisions of such Resolution.

Section 8. Repeal of Conflicting Resolutions. All resolutions or parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed.

Section 9. Effective Date. This Resolution shall take effect upon its adoption, the welfare of the Municipality requiring it.

Adopted this 21st day of July, 2005.

TOWN OF KINGSTON SPRINGS OFFICIAL SEAL TENNESSEE

(SEAL)

ATTEST:

Debbie K. Finch
RECORDER

Ray Crowell, Sr.
MAYOR

RESOLUTION NO. 05-006

INITIAL RESOLUTION AUTHORIZING THE INCURRENCE OF INDEBTEDNESS BY THE TOWN OF KINGSTON SPRINGS, TENNESSEE, OF NOT TO EXCEED $1,310,000, BY THE EXECUTION WITH A PUBLIC BUILDING AUTHORITY OF A LOAN AGREEMENT OR OTHER INSTRUMENT EVIDENCING SUCH INDEBTEDNESS, TO PROVIDE FUNDING FOR CERTAIN PUBLIC WORKS PROJECTS, AND TO FUND THE INCIDENTAL AND NECESSARY EXPENSES RELATED THERETO

WHEREAS, it is necessary and in the public interest of the Town of Kingston Springs, Tennessee (the "Municipality") to incur indebtedness (the "Indebtedness"), through the execution with a Public Building Authority (the "Authority"), of a loan agreement or other instrument evidencing such Indebtedness (a "Loan Agreement"), for the purpose of financing certain public works projects, as hereinafter more fully described, and to pay legal, fiscal, administrative, and engineering costs, and costs incident to the financing thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AS FOLLOWS:

SECTION 1. For the purpose of financing all or a portion of the costs of certain public works projects, consisting of the construction, improvement, replacement, and paving of streets and roads within the Municipality, including downtown lighting, sidewalk installation, parking improvements and paving, drainage improvements, landscaping, and the acquisition of land for right-of ways, the acquisition of all other property real and personal appurtenant thereto and connected with such work, and to pay all legal, fiscal, administrative, and engineering costs incident thereto, and costs incident to incurring the Indebtedness (collectively, the "Project"), the Municipality is hereby authorized to incur Indebtedness in the amount of not to exceed One Million Three Hundred Ten Thousand Dollars ($1,310,000), for the financing of the Project through the execution of a Loan Agreement with the Authority. The rate of interest payable pursuant to the provisions of a Loan Agreement shall be a variable rate which rate shall not exceed the maximum rate of interest permitted under the laws of the State of Tennessee.

SECTION 2. The indebtedness evidenced by the Loan Agreement shall be payable from any and all funds of the Municipality legally available therefor, including, but not necessarily limited to, ad valorem taxes to be levied for such purpose on all taxable property within the corporate limits of the Municipality, without limitation as to time, rate, and amount and for the punctual payment of said principal of, premium, if any, and interest on, the Loan Agreement, the full faith and credit of the Municipality will be irrevocably pledged.

SECTION 3. The Loan Agreement shall be executed pursuant to the provisions of Title 9, Chapter 21, Tennessee Code Annotated, as amended (the "Act"), and Title 12, Chapter 10, Tennessee Code Annotated, as amended.

SECTION 4. After the adoption of this Resolution, the Recorder is directed to cause this Resolution, with the notice prescribed by the Act, to be published in full once in a newspaper published and having general circulation in the Municipality.

SECTION 5. This Resolution shall take effect from and after its adoption, the welfare of the Municipality requiring it.

[redacted]

Ray Crouch, Sr.
MAYOR

ATTEST:

Debbie K. Finch
RECORDER

NOTICE

The foregoing Resolution has been adopted. Unless within twenty (20) days from the date of publication hereof a petition, signed by at least ten percent (10%) of the registered voters of the Town of Kingston Springs, Tennessee, shall have been filed with the Recorder of the Town of Kingston Springs, Tennessee, protesting the incurrence of the Indebtedness by the execution of the Loan Agreement, such Loan Agreement will be executed, as proposed.

STATE OF TENNESSEE)
COUNTY OF CHEATHAM)

I, Debbie K. Finch, hereby certify that I am the duly qualified and acting Recorder of the Town of Kignston Springs, Tennessee (the "Municipality"), and, as such official, I further certify as follows: (1) that attached hereto is a copy of a resolution excerpted from the minutes of the meeting of the Board of Commissioners (the "Board") of said Municipality held on July 21, 2005; (2) that I have compared said copy with the original minute record of said meeting in my official custody; (3) that said copy is a true, correct, and complete transcript from said original record insofar as said original record relates, to, among other matters, the incurring of indebtedness in the amount of not to exceed $1,310,000, by said Municipality; (4) that the actions by said Board including the aforementioned, at said meeting were promptly and duly recorded by me in a book kept for such purpose; and, (5) that a quorum of the members of said Board was present and acting throughout said meeting.

WITNESS my official signature and the seal of said Municipality this 21st day of July, 2005.

Debbie K. Finch
RECORDER

(SEAL)

RESOLUTION NO. 05-007

A Resolution to Adopt the National Incident Management System.

WHEREAS, emergency response to critical incidents, whether natural or manmade, requires integrated professional management; and

WHEREAS, unified command of such incidents is recognized as the management model to maximize the public safety response: and

WHEREAS, the National Incident Management System (NIMS) has been identified by the Federal Government as being the requisite emergency management system for all political subdivisions; and

WHEREAS, failure to adopt NIMS as the requisite emergency management system may preclude reimbursement to the political subdivision for costs expended during and after a declared emergency or disaster and for training and preparation for such disasters or emergencies; now, therefore:

Be it resolved by the Town of Kingston Springs, Tennessee:

SECTION 1. The Town of Kingston Springs adopts the NIMS concept of emergency planning and incident command.

SECTION 2. In furtherance of NIMS, it is the policy of this Town of Kingston Springs to train public officials and employees responsible for emergency management.

SECTION 3. Directs that incident managers and response organizations in our jurisdiction train and exercise the Incident Command System (ICS) and use it in their response operations.

Resolved this day, September 15, 2005

Ray Crouch, Sr.

Ray Crouch, Sr., Mayor

ATTEST:

Debbie K. Finch

Debbie Finch, City Recorder

RESOLUTION #05-008

WHEREAS, the Town of Kingston Springs, Tennessee provides its employees with paid holiday leave in SECTION V – BENEFITS, PART A, of the Employee Personnel Rules and Regulations, this resolution is to revise the said SECTION as follows:

SECTION V- BENEFITS

A. LEGAL HOLIDAYS

All offices and shops of the city of Kingston Springs, except emergency and necessary operations, will be closed and employees excused on the following legal holidays:

New Year's Day	Jan. 1
Martin Luther King Day	*January*
Presidents' Day	February
Good Friday	Friday before Easter Sunday
Memorial Day	Last Monday in May
Independence Day	July 4
Labor Day	First Monday in September
Veterans Day	*November 11*
Thanksgiving Day	Fourth Thursday in November
Friday after Thanksgiving	Fourth Friday in November
Christmas Eve	December 24
Christmas	December 25

When a legal holiday falls on Saturday, offices will be closed on the preceding Friday. When a holiday falls on Sunday, it shall be observed the following Monday.

To receive compensation for a holiday, employees eligible for holiday benefits must be in a pay status (not away on leave without pay or on workers' compensation) on their last regular shift scheduled before a holiday and their first regularly scheduled shift after a holiday.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that SECTION V- BENEFITS, be revised and become effective upon passage of this resolution.

Passed this 20th day of October, 2005.

Ray Crouch, Sr.

Ray Crouch, Sr., Mayor

Debbie K. Finch

Debbie K. Finch, City Recorder

CORPORATE AUTHORIZATION RESOLUTION #06-001

COMMUNITY BANK AND TRUST
P O BOX 427
ASHLAND CITY, TN 37015

Referred to in this document as "Financial Institution"

By: TOWN OF KINGSTON SPRINGS

PO BOX 256
KINGSTON SPRINGS TN 37082-0256

Referred to in this document as "Corporation"

I, DEBBIE K FINCH, certify that I am Secretary (clerk) of the above named corporation organized under the laws of TENNESSEE, Federal Employer I.D. Number 62-0966913, engaged in business under the trade name of TOWN OF KINGSTON SPRINGS, and that the resolutions on this document are a correct copy of the resolutions adopted at a meeting of the Board of Directors of the Corporation duly and properly called and held on _____ (date). These resolutions appear in the minutes of this meeting and have not been rescinded or modified.

AGENTS Any Agent listed below, subject to any written limitations, is authorized to exercise the powers granted as indicated below:

Name and Title or Position	Signature	Facsimile Signature (if used)
A. DEBBIE K FINCH	x Debbie K. Finch	x
B. LAURIE L COOPER	x Laurie Cooper	x
C. ~~DORRIS~~ Doris NEIL	x Doris Neil	x
D.	x	x
E.	x	x
F.	x	x

POWERS GRANTED (Attach one or more Agents to each power by placing the letter corresponding to their name in the area before each power. Following each power indicate the number of Agent signatures required to exercise the power.)

Indicate A, B, C, D, E, and/or F	Description of Power	Indicate number of signatures required
A,B, C	(1) Exercise all of the powers listed in this resolution.	ONE
	(2) Open any deposit or share account(s) in the name of the Corporation.	
	(3) Endorse checks and orders for the payment of money or otherwise withdraw or transfer funds on deposit with this Financial Institution.	
	(4) Borrow money on behalf and in the name of the Corporation, sign, execute and deliver promissory notes or other evidences of indebtedness.	
	(5) Endorse, assign, transfer, mortgage or pledge bills receivable, warehouse receipts, bills of lading, stocks, bonds, real estate or other property now owned or hereafter owned or acquired by the Corporation as security for sums borrowed, and to discount the same, unconditionally guarantee payment of all bills received, negotiated or discounted and to waive demand, presentment, protest, notice of protest and notice of non-payment.	
	(6) Enter into a written lease for the purpose of renting, maintaining, accessing and terminating a Safe Deposit Box in this Financial Institution.	
	(7) Other _____	

LIMITATIONS ON POWERS The following are the Corporation's express limitations on the powers granted under this resolution.

EFFECT ON PREVIOUS RESOLUTIONS This resolution supersedes resolution dated 7-24-2003. If not completed, all resolutions remain in effect.

CERTIFICATION OF AUTHORITY
I further certify that the Board of Directors of the Corporation has, and at the time of adoption of this resolution had, full power and lawful authority to adopt the resolutions on page 2 and to confer the powers granted above to the persons named who have full power and lawful authority to exercise the same. (Apply seal below where appropriate.)

☐ If checked, the Corporation is a non-profit corporation.

In Witness Whereof, I have subscribed my name to this document and affixed the seal of the Corporation on Town of Kingston Springs (date).

Attest by One Other Officer: Lamy L. Cooper

Secretary: Debbie K. Finch

Expert™ © 1985, 1997 Bankers Systems, Inc., St. Cloud, MN Form CA-1 5/1/2003

Kingston Springs
TENNESSEE

Community Bank & Trust
101 West Kingston Springs Road
Kingston Springs, TN 37082

March 24, 2006

To Whom It May Concern:

For your records please note that the following persons are authorized to sign on all accounts of the Town of Kingston Springs:

Laurie Cooper _____

Debbie K. Finch Debbie K. Finch

Doris Neil Doris Neil

Accounts:

General Fund #52001163
Public Safety Dept. Money Market #62000212
Street Aid #52001189
Adequate Facilities Tax #53001089
Capital Projects #63000112
Sewer Revenue Fund #52001171
Sewer Repair and Extension #62000254
Sewer Vehicle Replacement #63000211
Bldg. Codes Vehicle Replmt. Money Market #63000154
Additional ½ Cent Money Market #63000170
Tax Reappraisal Money Market #63000196
General Fund Money Market #62000197
Reserve Fund Money Market #62000238
Drug Fund #52001197
Adequate Facilities Tax Money Market #62000246
Capital Projects Money Market #63000138
Sewer Revenue Money Market #62000113
Sewer Depreciation Money Market #63000203
Future Land & Building Money Market #63000146
Street Vehicle Replacement Money Market #63000162
Park Vehicle Replacement Money Market #63000188

Sincerely,

Debbie K. Finch

Debbie K. Finch
Assistant City Manager/Recorder

Town of Kingston Springs
P. O. Box 256 • Kingston Springs, Tennessee 37082 • (615) 952-2110

RESOLUTION NO. 06-002

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, RELATIVE TO CHEATHAM COUNTY FIREFIGHTERS ASSOCIATION AND APPROPRIATIONS THERETO.

WHEREAS, the Cheatham County legislative body has heretofore, annually, made contributions to the Cheatham County Firefighters Association, a Tennessee corporation, from the County Commission's annual budget; and

WHEREAS, the Town of Kingston Springs provides fire services to its citizens within the municipal limits and to citizens of the Town's Fire Service District outside the city limits by virtue of the Town's contract for fire services outside the municipal limits with Cheatham County, Tennessee; and

WHEREAS, Cheatham County Commission levies a fire tax to fund said contract for the fire services and both citizens of the Town and citizens within the fire service district outside the municipal limits are county taxpayers; and

WHEREAS, monies received from Cheatham County by the Cheatham County Firefighters Association has in the past been distributed to some of the seven fire departments, municipal and volunteer; and

WHEREAS, the appropriation by the County legislative body is distributed by the vote of the Chiefs of the Cheatham County Firefighters Association for distribution to the seven county fire departments and inequity has resulted historically.

NOW, THEREFORE, the Board of Commissioners of the Town of Kingston Springs, Tennessee do hereby resolve as follows:

The City Recorder is hereby instructed to disseminate a true copy of this resolution to the Cheatham County Mayor and all Cheatham County Commissioners so as to place them on notice that the monies heretofore appropriated by the legislative body to the Cheatham County Firefighters Association have not been distributed by a fair and rational formula. Further, to be distributed with this resolution is the five year historical perspective of county appropriations and distributions by the Cheatham County Firefighters Association, together with the monies collected by the fire tax levied upon property owners within the Kingston Springs Fire Tax District and the amount paid to the Town of Kingston Springs, Tennessee for tax years 2001 through 2005.

The Board of Commissioners of the Town of Kingston Springs does further resolve that appropriations from the County's budget for fiscal year 2006-2007 should be made to allocate unto the Town of Kingston Springs Fire Department all monies for the years in which the municipality's department did not receive any funding from the Cheatham County Firefighters Association and hereafter direct any appropriation be made by a fair and equitable formula for direct distribution to the Departments, save for a sum necessary for the Association's reasonable administrative expenses to carry out its function. The request for consideration in the forthcoming county budge year by the Board of Commissioners is simply that there be no arbitrary division, especially in light of the Town's failure to receive any monies from certain years' prior appropriations.

RESOLVED this 18th day of May, 2006.

_____
GARY CORLEW, MAYOR

ATTEST:

_____
DEBBIE FINCH, CITY RECORDER

DONATIONS FROM
CHEATHAM COUNTY TO CCFFA - 5 YEAR PERIOD

	2001 6/26/2001	2002 2/26/2002	2002 7/29/2002	2003 9/16/2003	2004	2005 tba	5 YEAR TOTAL	% OF TOTAL REC'V
ASHLAND CITY	$ 21,000.00	$ 23,666.00	$ 9,333.30	$ 45,000.00	$ 42,500.00	$ 22,000.00	$ 163,499.30	16%
PLEASANT VIEW	$ 21,000.00	$ 23,666.00	$ 9,333.30	$ 45,000.00	$ 42,500.00	$ 22,000.00	$ 163,499.30	16%
HENRIETTA	$ 21,000.00	$ 23,666.00	$ 9,333.30	$ 45,000.00	$ 42,500.00	$ 22,000.00	$ 163,499.30	16%
TWO RIVERS	$ 21,000.00	$ 23,666.00	$ 9,333.30	$ 45,000.00	$ 42,500.00	$ 22,000.00	$ 163,499.30	16%
PEGRAM	$ 21,000.00	$ 10,000.00	0	$ 10,000.00	$ 10,000.00	$ 22,000.00	$ 73,000.00	7%
HARPETH RIDGE	$ 8,000.00	$ 8,000.00	0	$ 10,000.00	$ 10,000.00	$ 11,000.00	$ 47,000.00	5%
KINGSTON SPRINGS	0	0	0	0	$ 10,000.00	$ 22,000.00	$ 32,000.00	3%
subtotals		$ 112,664.00	$ 37,333.20				$ 805,997.20	
TOTALS	**$ 113,000.00**			$ 200,000.00		$ 143,000.00	**$ 805,997.20**	**$ 1,611,994.40**
AMOUNT DONATED FROM CHEATHAM COUNTY TO CCFFA	$ 200,000.00		$ 200,000.00	$ 200,000.00	$ 200,000.00	$ 200,000.00	$ 1,000,000.00	
DIFFERENCE IN AMOUNT DONATED AND AMOUNT DISTRIBUTED THROUGH THE ANNUAL DONATION AMOUNT TO FDs >>>>

RESOLUTION NO. 06-002

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, RELATIVE TO CHEATHAM COUNTY FIRE FIGHTERS ASSOCIATION AND APPROPRIATIONS THERETO.

WHEREAS, the Cheatham County Firefighters Association has, and continues to serve a noble and vital purpose to the fire departments and people of Cheatham County; and

WHEREAS, that vital and noble purpose for the Cheatham County Firefighters Association is to serve as a communication tool among all fire departments protecting lives and property anywhere in Cheatham County and to encourage mutual aid, multi-department training and professional development for individual firefighters; and

WHEREAS, the Cheatham County Firefighters Association was never intended to be a legislative outreach to determine how much or to whom funding for fire protection was to be distributed; and

WHEREAS, it is the duty of the Cheatham County Commission acting as the legislative body to determine funding amounts and their proper distribution based on the recommendation of and in consultation with the County Mayor; and

WHEREAS, the Cheatham County legislative body has heretofore, annually, made contributions to the Cheatham County Fire Fighters Association, a Tennessee non-profit corporation, from the County Commission's annual budget; and

WHEREAS, monies received from Cheatham County by the Cheatham County Fire Fighters Association has in the past been distributed to some of the seven fire departments, municipal and non-profit; and

WHEREAS, the appropriation by the County legislative body is distributed by the vote of the Cheatham County Fire Fighters Association Chiefs for distribution to the seven county fire departments and inequity has resulted historically.

NOW, THEREFORE, the Board of Commissioners of the Town of Kingston Springs, Tennessee does hereby resolve as follows:

An amount equal to or greater than any amount previously appropriated to the Cheatham County Firefighters Association shall be appropriated for fire protection in Cheatham County and shall be distributed to the various fire departments directly, in separate checks, based on a formula for distribution determined by the County Commission in consultation with the County Mayor. Whatever amount that is appropriated by the County Commission, the first $5.000.00 of such appropriation shall be given the Cheatham County Firefighters Association to sustain their annual cost of operation as a communication and coordinating body for Cheatham County Fire Departments. The remainder of any appropriation shall be distributed directly to the individual fire departments.

The City Recorder is hereby instructed to disseminate this resolution to the Cheatham County Mayor and all Cheatham County Commissioners so as to place them on notice that the monies heretofore appropriated and distributed have not been distributed by a fair and rational formula. Further, all future appropriations should be made by a fair and rational formula which should be audible and accountable to the Cheatham County legislative body taking into consideration all aspects of fire service rendered by the various departments before undertaking an appropriation for fiscal year 2006-2007. The City Recorder is further instructed to distribute with this resolution the past five year historical perspective of contributions made to the Cheatham County Fire Fighters Association.

RESOLVED this _____ day of May, 2006.

_____

GARY CORLEW, MAYOR

ATTEST:

_____

DEBBIE FINCH, CITY RECORDER

RESOLUTION 06-003

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, PURSUANT TO THE KINGSTON SPRINGS MUNICIPAL CODE, AS ADOPTED UNDER ORDINANCE NO. 95-008, ESTABLISHING NEW USER RATES FOR ALL PERSONS UTILIZING THE CITY'S WASTEWATER TREATMENT FACILITIES AS AUTHORIZED IN TITLE 18, SECTION 114, KINGSTON SPRINGS MUNICIPAL CODE.

WHEREAS, the Town of Kingston Springs, Tennessee, by virtue of Ordinance No. 95-008, has adopted a codification of Ordinances known as the Kingston Springs Municipal Code; and

WHEREAS, it has come to the attention of the Board of Commissioners that the user rates for persons utilizing the city's wastewater treatment facilities should be modified, in accordance with local and state law; and

WHEREAS, the user rate and base rate calculations attached hereto on Exhibit "A" should become the user rates for wastewater treatment facilities effective with the June 2005 billing period,

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

1. The user rate and base rate schedule attached hereto as Exhibit "A" shall hereafter become the user rates for all persons utilizing the city wastewater treatment facilities in accordance with title 18, Section 114, Kingston Springs Municipal Code.

RESOLVED this 18th day of May 2006.

MAYOR GARY B. CORLEW

ATTEST:

DEBBIE K. FINCH, CITY RECORDER

ATTEST AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

USAGE CATEGORIES	PRESENT RATE 2005-2006	5 % INCREASE 2006-2007
BASE	$5.03	$5.28
0-2,000 GALLONS	$3.96	$4.16
2,001-4,000 GALLONS	$5.83	$6.12
4,001-12,000 GALLONS	$5.90	$6.20
12,001-20,000 GALLONS	$5.99	$6.29
OVER 20,001 GALLONS	$6.20	$6.51

EXHIBIT "A"

RESOLUTION 06-004

A RESOLUTION TO DELELGATE STATUTORY AUTHORITY TO THE CHEATHAM COUNTY EMERGENCY COMMUNICATIONS DISTRICT ("the District") TO ASSIGN PROPERTY NUMBERS.

WHEREAS, Tennessee Code Annotated (T.C.A.) Section 7-86-127 authorizes the legislative body of a municipality to delegate the assignment of property numbers within their incorporated boundaries to the District; and

WHEREAS, the District has performed all or part of this service since its inception in 1988 and more so since initiation of the county-wide mapping project in 2000; and,

WHEREAS, it is considered essential for public safety to have a consistent and unified system of addressing throughout the county; and

WHEREAS, attached and incorporated herein is the current policy of the District ("the Policy") regarding road naming and address assignment;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee;

That we do hereby delegate to the District the authority to assign addresses and name roads pursuant to T.C.A. 7-86-127 with the approval from the Kingston Springs Board of Commissioners on changes to existing streets and existing numbering; and

That we do hereby approve the Policy of the District, as same may be amended by the District from time to time; and

BE IT FURTHER RESOLVED THAT THIS RESOLUTION TAKE EFFECT FROM & AFTER ITS PASSAGE, THE PUBLIC WELFARE REQUIRING IT.

Passed this 18 day of May, 2006.

Gary B. Corlew
Mayor

Attest:
Debbie K. Finch
City Recorder

RESOLUTION # 06- 005

A RESOLUTION TO HONOR LARRY D. CRAIG FOR 25 YEARS OF MERITORIOUS SERVICE AS CITY ATTORNEY TO THE TOWN OF KINGSTON SPRINGS, TENNESSEE.

WHEREAS, this Board of Commissioners is pleased to recognize the contributions of those citizens who, throughout their working careers and years of public service have provided outstanding leadership while improving the quality of life; and

WHEREAS, Mr. Larry D. Craig is one such valuable person who exhibits the greatest integrity in all endeavors and throughout his tenure as City Attorney to the Town of Kingston Springs, has distinguished himself as a public-spirited citizen of the highest order and an exceptional asset to his community; and

WHEREAS, Mr. Craig has offered his exemplary professional services throughout 25 years of lawmaking and litigation for the Town of Kingston Springs; and

WHEREAS, Mr. Craig has excelled in those duties and guided the Town through battles of annexations, lawsuits, development of the sewer system and the Public Safety Department, creation of Subdivision Regulations and the Zoning Ordinance, urban growth planning, Storm Water Management guidelines, improvement of fire services, acquisition of properties for community use for parks and fire halls, implementation of growth taxes, creation and maintenance of the laws of the Municipal Code, advisory services to staff and elected officials; and

WHEREAS, Mr. Craig has exceeded the call of his duties and contributed to the public spirit with his contributions in his volunteer roles as Lorenzo, one of the famous sausage cooking Luigi Brothers, and as a participant in a Womanless Beauty Review as a Lady of Questionable Morals, all to raise funds for the city's parks; providing advice pro bono to citizens in need; generously donating to community causes; and

WHEREAS, Mr. Craig has proved himself to be an effective leader, he has gained the respect of Commissioners, City Managers and City Recorders, city employees, and community members county-wide, therefore,

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, that we hereby honor Larry D. Craig in recognition for his 25 years of meritorious service as City Attorney and tender our sincerest gratitude for all of his contributions and good works within the community by declaring June 15, 2006 to be Larry D. Craig Day in the Town of Kingston Springs, Tennessee.

FURTHER, BE IT RESOLVED, that the Pavilion at the L.L. Burns Park in Kingston Springs, henceforth, be known as Larry D. Craig Pavilion in honor of Larry D. Craig and that it shall be posted as such with a permanent marker.

Adopted this date, June 15, 2006.

Gary B. Corlew

GARY B. CORLEW, MAYOR

ATTEST:

Debbie K. Finch

DEBBIE K. FINCH, City Recorder

RESOLUTION 06-006

RESOLUTION TO ADOPT THE STRATEGIC ECONOMIC DEVELOPMENT PLAN

WHEREAS, the Three-Star Program was developed to meet the needs and challenges of the evolving economic environment in urban and rural communities and to partner with communities to create opportunities for sustained economic growth; and

WHEREAS, communities seeking certification as a Three-Star community must meet certain criteria, including the adoption of a five-year strategic economic development plan; and

WHEREAS, in achieving the mission of the Three-Star Program, the Department of Economic and Community Development commits to assist communities in developing and implementing a strategic economic plan;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners, of the Town of Kingston Springs, Tennessee, meeting in regular session at Kingston Springs, Cheatham County, Tennessee, that:

SECTION 1. The Board of Commissioners of the Town of Kingston Springs declares that the county has adopted a five-year strategic economic development plan to be updated annually.

SECTION 2. The strategic economic development plan includes the county's economic goals in promoting economic growth, a plan to accomplish those goals and a projected timeline in achieving those goals.

SECTION 3. The strategic economic development plan addresses the county's goals pertaining to existing industry, manufacturing recruitment, workforce development, retail/service, tourism, agriculture, infrastructure assessment and educational assessment.

This Resolution shall take effect upon its adoption, the public welfare requiring it.

PASSED, ADOPTED AND APPROVED on this the 15th day of June, 2006.

Gary Corlew

Gary Corlew, Mayor

Attest:

Debbie K. Finch

Debbie K. Finch, City Recorder

RESOLUTION 06-007

RESOLUTION TO AFFIRM COMPLIANCE WITH FEDERAL TITLE VI REGULATIONS

WHEREAS, both Title VI of the Civil Rights Act of 1964 and the Civil Rights Restoration Act of 1987 provide that no person in the United States shall, on the ground of race, color or national origin be excluded from participation in, be denied the benefits of or be subjected to discrimination under any program or activity receiving federal financial assistance; and

WHEREAS, the Tennessee Attorney General opined in Opinion No. 92-47 that state and local governments are required to comply with Title VI of the civil Rights Act in administering federally funded programs; and

WHEREAS, the Community Development Division of the Tennessee Department of Economic and community Development administers the Three-Star Program and awards financial incentives for communities designated as Three-Star communities; and

WHEREAS, by virtue of the Tennessee department of Economic and Community Development receiving federal financial assistance all communities designated as Three-Star communities must confirm that the community is in compliance with the regulations of Title VI of the Civil Rights Act of 1964 and the Civil Rights Restoration Act of 1987:

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioner of the Town of Kingston Springs, Tennessee, meeting in regular session at Kingston Springs, Cheatham County, Tennessee, that:

SECTION 1. The Board of Commissioners of Kingston Springs, Tennessee declares that the town is in compliance with the federal Title VI regulations.

SECTION 2. The Department of Economic and Community Development may from time to time monitor the town's compliance with federal Title VI regulations.

SECTION 3. This Resolution shall take effect upon its adoption, the public welfare requiring it.

PASSED, ADOPTED AND APPROVED on this the 15th day of June, 2006.

Gary Corlew, Mayor

Attest:

Debbie K. Finch, City Recorder

Resolution No. 06-009

To Allow City Collecting Officials To Round Property Taxes, Interests and Penalties

WHEREAS, Tennessee Code Annotated, Section 67-5-102(a)(1) authorizes cities to levy an ad valorem tax upon all property subject to such tax; and

WHEREAS, Tennessee Code Annotated, Section 67-5-102(a)(2) directs that the amount of such tax shall be fixed by the cities legislative body of each city; and

WHEREAS, the rounding of ad valorem property tax amounts to the nearest dollar would simplify and expedite the payment and collection of property taxes in the city; and

WHEREAS, the rounding of property taxes, interests and penalties will not significantly impact the revenues of the Town of Kingston Springs, Tennessee; and

WHEREAS, the rounding of property taxes, interests and penalties will be a convenience to city taxpayers; and

WHEREAS, the Town of Kingston Springs Legislative Body desires to authorize the office of the City Trustee to round property taxes, interests and penalties to the nearest dollar; NOW

THEREFORE BE IT RESOLVED, the Town of Kingston Springs City Commission meeting in regular session on the 19th day of Oct., 2006, that the office of the Town of Kingston Springs City Trustee is hereby authorized to round individual ad valorem property tax amounts and delinquent interests and penalties to the nearest dollar. Such rounding shall be applied uniformly to all property tax bills in the city for real and personal property, whether such property tax bills in the city for real and personal property, whether such property is locally assessed or centrally assessed and shall be accomplished by rounding amounts ending in $0.01 to $0.49 down to the nearest dollar and amounts ending in $0.50 to $0.99 up to the nearest dollar. Such rounding shall apply to both the tax amount and any interest and penalty added to delinquent taxes.

THIS RESOLUTION SHALL be effective for the 2006 tax year and subsequent tax years, the public welfare requiring it.

WHEREFORE, it was moved by Ray Crouch and seconded by Charles Sleighter that this Resolution be adopted.

Voting – aye: Corlew, Crouch, Lorenz, Sleighter, Swafford

Voting – nay:

Pass – unanimous

The Chair declared the Resolution adopted this 19th day of Oct., 2006.

Mayor

ATTEST:

Debbie K. Finch
City Recorder

Resolution No. 07-001

A resolution requesting AT&T (formerly BellSouth) to enter into cable franchise negotiations in the Town of Kingston Springs.

WHEREAS, AT&T (formerly BellSouth) submitted legislation for filing with the 104th Tennessee General Assembly on February 16, 2006, which was designated as Senate Bill 3210, and submitted similar legislation in the 105th Tennessee General Assembly on February 14, 2007, which has been designated as Senate Bill 1933 and House Bill 1421; and

WHEREAS, this legislation would allow cable and telephone companies to bypass local governments and the local cable and video franchising process; and

WHEREAS, media reports have quoted AT&T officials as saying that the local franchise process is an impediment to competition; and

WHEREAS, the last application(s) for a cable franchise with this Town of Kingston Springs took approximately 3 months from application to approval; and

WHEREAS, the current cable franchising system has served the Town of Kingston Springs well by ensuring the Town of Kingston Springs can protect its citizens, preserve its authority and that cable companies cannot "cherry pick" their customers; and

WHEREAS, additional Public, Education, and Government access venues would be of great value to the Town of Kingston Springs; and

WHEREAS, based on the Town of Kingston Springs track record, AT&T could have already had their application for a franchise approved had they applied when they filed their legislation.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE TOWN OF KINGSTON SPRINGS.

1. **That the Town of Kingston Springs hereby goes on record as requesting AT&T to enter into negotiations for a local cable franchise in the Town of Kingston Springs.**

2. **The Recorder is directed to send a copy of this Resolution to Mr. Marty Dickens, president of AT&T in Tennessee, and to each State Senate and House member representing the citizens of the Town of Kingston Springs in the Tennessee General Assembly.**

3. **That this Resolution shall take effect from and after its adoption, the welfare of the Town of Kingston Springs requiring it.**

RESOLUTION REGARDING
SB1933/HB1421 the "Competitive Cable and Video Services Act"

WHEREAS, the U.S. Congress established procedures and standards in order to foster competition and encourage the growth and development of cable systems, assure that cable systems are responsive to the needs and interests of the local community, assure that cable companies provide and are encouraged to provide the widest possible diversity of services to all, and provide for the orderly renewal of cable television franchises; and

WHEREAS, the U.S. Congress, having determined that local governments are best suited to decide what is in the best interest of the citizens of their respective city, town or county, granted cable franchising authority to local governments; and

WHEREAS, municipalities across America have the legal right to enter into non-exclusive cable and video franchise agreements with cable and telephone companies; and

WHEREAS, the "Competitive Cable and Video Service Act" is premised on the erroneous and unsubstantiated assertion that local governments and the local cable franchising process impedes competition among cable and video providers; and

WHEREAS, the existence of more than 600 cable franchise agreements that cable and telephone companies have entered into with local governments in Tennessee provides clear and convincing evidence that such assertions are baseless; and

WHEREAS, this legislation, under the guise of increased consumer access and choice, is simply an attempt by a corporate giant to bypass the local cable franchise process and unjustly gain advantages in its competitive fight with other cable and telephone companies that have duly and lawfully adhered to the congressionally authorized local cable and video franchising process and entered into more than 600 local cable franchise agreements with local governments in the state; and

WHEREAS, the local franchising process in Tennessee has benefited consumers and municipalities by ensuring that cable and video operators respond to local needs and interests; and

WHEREAS, these benefits include, but are not limited to, locally imposed and enforceable customer service standards; build out requirements that ensure cable operators serve the entire community; provision of public, educational and governmental ("PEG") access channels; complimentary cable and Internet service to public buildings and community facilities; municipal management of the public rights-of-way; and franchise fee revenues for use of the public rights-of-way; and

WHEREAS, the Tennessee General Assembly is considering legislation that would effectively eliminate the process by which local governments establish and enforce requirements that protect its citizens and ensure that all

residents are assured access to cable or video service; prohibit the state and local governments from enacting any consumer quality and service protection standards; significantly reduce PEG channel obligations, including local control and PEG support, abolish the granting of complimentary services; and limit local authority over the public rights-of-way; and reduce franchise fees paid to local governments for use of the public rights-of-way; and

WHEREAS, such legislation would radically alter the regulatory framework for cable operators that has been in place for decades, allow cable and video providers to "cherry pick" the most profitable neighborhoods and customers, and impede local governments' ability to protect their citizens and provide for the needs and interests of their communities; and

WHEREAS, the affect of such legislation would undermine congressional intent regarding the provision of cable and video service; and

WHEREAS, the U.S. Congress considered and rejected similar legislation last year;

NOW THEREFORE BE IT RESOLVED, that the Town of Kingston Springs hereby opposes the "Competitive Cable and Video Services Act" currently being considered by the Tennessee State Legislature and the United States Congress; and

BE IT FUTHERMORE RESOLVED. that the Town of Kingston Springs will send this resolution to all the members of the 105th Tennessee General Assembly, the Tennessee Congressional delegation, and the two U.S. Senators from Tennessee.

Gary B. Corlew

Gary Corlew, Mayor

ATTEST:

Debbie K. Finch

Debbie K Finch, Recorder

RESOLUTION NO. 07-002

RESOLUTION OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING THE ISSUANCE OF INTEREST BEARING GENERAL OBLIGATION CAPITAL OUTLAY NOTES, SERIES 2007, IN AN AMOUNT NOT TO EXCEED $510,000, AND PROVIDING FOR THE PAYMENT OF SAID NOTES

WHEREAS, the Board of Commissioners (the "Board") of the Town of Kingston Springs, Tennessee (the "Municipality"), has determined that it is necessary and desirable to authorize, issue, sell, and provide for the payment of its interest bearing capital outlay notes to finance certain public works projects, consisting of paying all costs associated with the replacement of the sewer main and manholes on North Main Street, including construction costs and the cost of materials, engineering, inspections, and necessary paving, the acquisition of all other property real and personal appurtenant thereto and connected with such work, and to pay all legal, fiscal, administrative, and engineering costs, incident thereto (collectively, the "Project");

WHEREAS, the Municipality finds and determines that the Project is essential to the health, welfare, and safety of the public;

WHEREAS, in order to proceed as expeditiously as possible with such an essential Project, it is necessary that interest bearing capital outlay notes be issued for the purpose of providing funds to finance the Project; and,

WHEREAS, the Municipality is authorized by the provisions of Title 9, Chapter 21, Tennessee Code Annotated, as amended, to issue such notes for said purposes upon the approval of the State of Tennessee Director of Local Finance (the "Director of Local Finance"):

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AS FOLLOWS:

Section 1. Authority. The Notes herein authorized shall be issued pursuant to Title 9, Chapter 21, Tennessee Code Annotated, as amended, and other applicable provisions of law.

Section 2. Authorization. For the purpose of providing funds to finance the costs of the Project, there shall be issued pursuant to, and in accordance with, the provisions of Title 9, Chapter 21, Tennessee Code Annotated, as amended, and other applicable provisions of law, the interest bearing capital outlay notes of the Municipality, in the aggregate principal amount of not to exceed $510,000, or such lesser amount as may be determined by the Mayor of the Municipality (the "Mayor") at the time of sale (collectively, the "Notes", individually, the "Note"). The term of the Notes shall not exceed the reasonably expected economic life of the Project which is hereby certified to be at least the term of the Notes.

Section 3. Terms of the Notes. The Notes shall be designated "General Obligation Capital Outlay Notes, Series 2007". The Notes shall be issued in registered form, without coupons, in minimum denominations of $5,000. The Notes shall be numbered from 1 upwards, shall be dated the date of issuance and delivery, shall be sold at not less than the par amount thereof, shall bear interest at a rate or rates not to exceed 7% per annum, such interest being payable at such times as agreed upon with the purchaser of such Notes, but in no event less than semiannually each year

commencing six months from the dated date or such date as shall be designated by the Mayor (the "Interest Payment Date"), and shall mature not later than the end of the twelfth fiscal year from the date of issuance of the Notes. Each year the Notes are outstanding the Municipality shall retire principal on the Notes in an amount that is estimated to be at least equal to an amortization which reflects level debt service on the Notes. The Notes shall contain such terms, conditions, and provisions other than as expressly provided or limited herein as may be agreed upon by the Mayor of the Municipality and the purchaser of the Notes.

Interest on the Notes shall be payable by wire transfer or by check or other form of draft of the "Note Registrar," as such term is hereinafter defined, deposited by the Note Registrar in the United States mail, first class postage prepaid, in sealed envelopes, addressed to the owners of such Notes, as of the applicable Interest Payment Date, at their respective addresses as shown on the registration books of the Municipality maintained by the Note Registrar as of the close of business fifteen (15) calendar days preceding the next Interest Payment Date. The principal of all Notes shall be payable upon presentation and surrender of such Notes at the principal office of the Note Registrar. All payments of the principal of and interest on the Notes shall be made in any coin or currency of the United States of America which, on the date of payment thereof, shall be legal tender for the payment of public and private debts.

Section 4. Redemption. The Notes shall be subject to redemption, in whole, at the option of the Municipality, at any time, at a price of par plus accrued interest to the date of redemption, upon not less than ten (10) calendar days written notice to the registered owner.

Section 5. Execution. The Notes shall be executed in the name of the Municipality; shall bear the manual signature of the Mayor; shall be countersigned by the Recorder of the Municipality (the "Recorder") with his or her manual signature; and, shall have printed or impressed thereon the official seal of the Municipality. In the event any officer whose signature appears on the Notes shall cease to be such officer, such signature shall nevertheless be valid and sufficient for all purposes. The Notes shall be issued in typed, printed, or photocopied form, or any combination thereof, substantially in the form attached hereto as Exhibit "A", with such minor changes therein or such variations thereof as the Mayor may deem necessary or desirable, the blanks to be appropriately completed by the Mayor prior to the issuance of the Notes.

Section 6. Registration, Negotiability, and Payment. (a) The Recorder of the Municipality is hereby appointed the note registrar and paying agent (the "Note Registrar"), and as such shall establish and maintain suitable books (the "Registration Books") for recording the registration, conversion, and payment of the Notes, and shall also perform such other duties as may be required in connection with any of the foregoing. The Note Registrar is hereby authorized to authenticate and deliver the Notes to the original purchaser thereof, or as he or she may designate, upon receipt by the Municipality of the proceeds of the sale thereof and to authenticate and deliver Notes in exchange for Notes of the same principal amount delivered for transfer upon receipt of the Notes to be transferred in proper form with proper documentation as herein described. The Notes shall not be valid for any purpose unless authenticated by the Note Registrar by the manual signature of the Note Registrar on the certificate set forth in Exhibit "A" hereto. The Notes shall be fully registered as to both principal and interest and shall be fully negotiable upon proper endorsement by the registered owner thereof. No transfer of any Notes shall be valid unless such transfer is noted upon the Registration Books and until such Note is surrendered, cancelled, and exchanged for a new Note which shall be issued to the transferee, subject to all the conditions

contained herein. Principal on the Notes shall be paid at maturity upon presentation or surrender of the Notes at the principal office of the Note Registrar, and payment in such manner shall forever discharge and release the obligation of the Municipality to the extent of the principal so paid.

(b) The Municipality may from time to time at its discretion remove the Note Registrar and appoint a successor Note Registrar to whom all records, documents, and instruments relating to its duties as Note Registrar shall be delivered. Any successor Note Registrar shall be appointed by resolution of the Municipality, and shall be a trust company or bank having the powers of a trust company, having, at the time of such appointment, a combined capital, surplus, and undivided profits aggregating at least Ten Million Dollars ($10,000,000), and be willing and able to accept the office of Note Registrar on reasonable and customary terms, and authorized by law to perform all duties imposed upon it by this Resolution.

(c) In the event that any amount payable on any Note as interest shall at any time exceed the rate of interest lawfully chargeable thereon under applicable law, then any such excess shall, to the extent of such excess, be applied against the principal of such Note as a prepayment thereof without penalty, and such excess shall not be considered to be interest. All rates of interest specified herein shall be computed on the basis of a three hundred sixty (360) day year composed of twelve (12) months of thirty (30) days each.

Section 7. Exchange of Notes. Notes upon surrender thereof at the office of the Note Registrar, together with an assignment of such Notes duly executed by the registered owner thereof, or his, her, or its attorney or legal representative, may be exchanged for an equal aggregate principal amount of Notes of the same maturity, of any denomination or denominations authorized by this Resolution, and bearing interest at the same rate as the Notes surrendered for exchange.

Section 8. Transfer of Notes. Each Note shall be transferable only on the registration books maintained by the Note Registrar at the principal office of the Note Registrar, upon the surrender for cancellation thereof at the principal office of the Note Registrar, together with an assignment of such Note duly executed by the owner thereof or his, her or its attorney or legal representative, and upon payment of the charges hereinafter provided, and subject to such other limitations and conditions as may be provided therein or herein. Upon the cancellation of any such Note, the Note Registrar shall, in exchange for the surrendered Note or Notes, deliver in the name of the transferee or transferees a new Note or Notes of authorized denominations, of the same aggregate principal amount, maturity, and rate of interest as such surrendered Note or Notes, and the transferee or transferees shall take such new Note or Notes subject to all of the conditions herein contained.

Section 9. Regulations with Respect to Exchanges and Transfers. In all cases in which the privilege of exchanging or transferring Notes is exercised, the Municipality shall execute, and the Note Registrar shall deliver, Notes in accordance with the provisions of this Resolution. For every exchange or transfer of Notes, whether temporary or definitive, the Municipality and the Note Registrar may make a charge, unless otherwise herein to the contrary expressly provided, sufficient to pay for any tax, fee, or other governmental charge required to be paid with respect to such exchange or transfer, all of which taxes, fees, and other governmental charges shall be paid to the Municipality by the person or entity requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer.

Neither the Municipality nor the Note Registrar shall be obligated to exchange or transfer any Note during the fifteen (15) calendar days next preceding the maturity date of the Notes or any call for redemption.

Section 10. Mutilated, Lost, Stolen, or Destroyed Notes. In the event any Note issued hereunder shall become mutilated, or be lost, stolen, or destroyed, such note shall, at the written request of the registered owner, be cancelled on the Registration Books and a new Note shall be authenticated and delivered, corresponding in all aspects but number to the mutilated, lost, stolen, or destroyed Note. Thereafter, should such mutilated, lost, stolen, or destroyed Note or Notes come into possession of the registered owner, such Notes shall be returned to the Note Registrar for destruction by the Note Registrar. If the principal on said mutilated, lost, stolen, or destroyed Note shall be due within fifteen (15) calendar days of receipt of the written request of the registered owner for authentication and delivery of a new Note, payment therefor shall be made as scheduled in lieu of issuing a new Note. In every case the registered owner shall certify in writing as to the destruction, theft, or loss of such Note, and shall provide indemnification satisfactory to the Municipality and to the Note Registrar, if required by the Municipality and the Note Registrar.

Any notice to the contrary notwithstanding, the Municipality and all of the officials, employees, and agents thereof, including the Note Registrar, may deem and treat the registered owners of the Notes as the absolute owners thereof for all purposes, including, but not limited to, payment of the principal thereof, and the interest thereon, regardless of whether such payment shall then be overdue.

Section 11. Authentication. Only such of the Notes as shall have endorsed thereon a certificate of authentication, substantially in the form set forth in Exhibit "A" hereto duly executed by the Note Registrar shall be entitled to the rights, benefits, and security of this Resolution. No Note shall be valid or obligatory for any purpose unless, and until, such certificate of authentication shall have been duly executed by the Note Registrar. Such executed certificate of authentication by the Note Registrar upon any such Note shall be conclusive evidence that such Note has been duly authenticated and delivered under this Resolution as of the date of authentication.

Section 12. Source of Payment and Security. The Notes, as to both principal and interest, shall be payable from funds of the Municipality legally available therefor and to the extent necessary from ad valorem taxes to be levied on all taxable property within the corporate limits of the Municipality without limitation as to time, rate, or amount. Said Notes shall be a direct general obligation of the Municipality, for which the punctual payment of the principal of and interest on the Notes, the full faith and credit of the Municipality is irrevocably pledged.

Section 13. Levy of Taxes. For the purpose of providing for the payment of the principal of and interest on the Notes, to the extent necessary, there shall be levied in each year in which such Notes shall be outstanding a direct tax on all taxable property in the Municipality, fully sufficient to pay all such principal and interest falling due prior to the time of collection of the next succeeding tax levy. Said tax shall be assessed, collected, and paid at the time, and in the same manner, as the other taxes of said Municipality, shall be in addition to all other taxes, and shall be without limitation as to time, rate, or amount, and for that purpose there is hereby levied a direct annual tax in such amount as may be found necessary each year to pay said principal of and interest on the Notes maturing in said year. Principal or interest falling due at any time when there shall be insufficient funds on hand from such tax levy for the payment thereof shall be paid from the general

fund or other available funds of the Municipality, but reimbursement therefor may be made from the taxes herein provided when the same shall have been collected. Such taxes levied and collected therefor shall be deposited in a special fund to be designated General Obligation Capital Outlay Notes, Series 2007 Note Fund (the "Note Fund"), which is hereby authorized to be created, and used solely for the payment of principal of and interest on the Notes as the same shall become due.

Section 14. Approval of Director of Local Finance. Anything herein contained to the contrary notwithstanding, no Notes authorized under this Resolution shall be issued, sold, or delivered, unless and until such Notes shall first have been duly approved by the Director of Local Finance of the State of Tennessee as provided by Section 9-21-601 et. seq., Tennessee Code Annotated, as amended. The Mayor, Recorder, and Town Attorney, are hereby authorized to take or cause to be taken such steps as are necessary to obtain such approval. After the issuance and sale of the Notes, and for each year that any of the Notes are outstanding, the Municipality shall submit its annual budget to the State Director of Local Finance for approval immediately upon the Municipality's adoption of the budget.

Section 15. Sale of Notes. The Notes herein authorized are authorized to be sold by the Mayor by the informal bid process at a price of not less than par.

Section 16. Disposition of Note Proceeds. The proceeds from the sale of the Notes shall be paid to the official of the Municipality designated by law as the custodian of the funds thereof to be deposited in a special fund known as the "General Obligation Capital Outlay Notes, Series 2007 Project Fund" (the "2007 Project Fund"), which is hereby authorized to be created, to be kept separate and apart from all other funds of the Municipality. The monies in the 2007 Project Fund shall be disbursed solely to finance the Project and to pay the costs of issuance of the Notes, including necessary legal, accounting, engineering, and fiscal expenses and other necessary miscellaneous expenses incurred in connection with the issuance and sale of the Notes. Monies in the 2007 Project Fund may be invested and shall be secured in the manner prescribed by applicable statutes relative to the investment and securing of public or trust funds. Any monies remaining in the 2007 Project Fund after completion of the Project shall be transferred to the Note Fund.

Section 17. Designation of Notes as Qualified Tax-Exempt Obligations. The Municipality hereby designates the Notes as "qualified tax-exempt obligations" within the meaning and for the purpose of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (the "Code").

Section 18. Non-Arbitrage Certification. The Municipality certifies and covenants with the owners of the Notes that so long as the principal of any Note remains unpaid, monies on deposit in any fund or account in connection with the Notes, whether or not such monies were derived from the proceeds of the sale of the Notes or from any other source, will not be used in a manner which will cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Code, and any lawful regulations promulgated thereunder, as the same presently exist, or may from time to time hereafter be amended, supplemented or revised. The Municipality reserves the right, however, to make any investment of such monies permitted by Tennessee law and this Resolution if, when and to the extent that said Section 148 or regulations promulgated thereunder shall be repealed or relaxed or shall be held void by final decision of a court of competent jurisdiction, but only if any investment made by virtue of such repeal, relaxation, or decision would not, in the opinion of

counsel of recognized competence in such matters, result in making the interest on the Notes subject to inclusion in gross income of the owners thereof for federal income tax purposes.

The Municipality covenants that it shall comply with Section 148(f) of the Code, unless legally exempted therefrom and it represents that in the event it shall be required by Section 148(f) of the Code to pay "Rebatable Arbitrage," as defined in the regulations promulgated under the Code, to the United States Government, it will make such payments as and when required by said Section 148(f) and will take such other actions as shall be necessary or permitted to prevent the interest on the Notes from becoming subject to inclusion in federal gross income of the owners of the Notes for purposes of federal income taxation.

Section 19. Reimbursement Provisions. The Municipality is in the process of causing certain capital expenditures to be made with respect to the Project, including, but not necessarily limited to, planning, design, and architectural expenses, and the Municipality desires to establish its official intent that certain of the expenditures related to the Project and certain other related expenditures be reimbursed from the proceeds of the Notes. Therefore, the Board of the Municipality finds and determines, as follows:

(a) that it is in the best interest of the Municipality to proceed immediately with the Project, thereby incurring certain capital expenditures;

(b) that the Municipality has certain funds available which may be used temporarily for this purpose, pending the issuance of the Notes;

(c) that pursuant to the provisions of this Resolution, the Board anticipates that the Municipality will issue the Notes for the purpose of financing the Project;

(d) that the Board reasonably expects to reimburse such amounts to such fund or source from which such expenditures may be made on a temporary basis as soon as proceeds from the issuance of such Notes are available; and,

(e) that this declaration of official intent is consistent with the budgetary and financial circumstances of the Municipality.

The Board of the Municipality by this Resolution hereby establishes its official intent to issue the Notes to finance the costs of the Project and other related expenditures in an amount not to exceed $510,000. Pending the issuance of such Notes, funds necessary to finance such costs shall be advanced from such source of funds on hand and available for such purpose, and any amounts so advanced shall be reimbursed from the proceeds of the Notes.

Section 20. Resolution a Contract. The provisions of this Resolution shall constitute a contract between the Municipality and the owners of the Notes, and after the issuance of the Notes, no change, variation, or alteration of any kind in the provisions of this Resolution shall be made in any manner, until such time as all installments of the principal of and interest on the Notes shall have been paid in full or the consent of the registered owners of the Notes has been obtained; provided, however, that the Municipality is hereby authorized to make such amendments to this Resolution as will not impair the rights or security of the owners of the Notes.

Section 21. No Action to be Taken Affecting Validity of the Notes. The Municipality hereby covenants and agrees that it will not take any action, that would in any manner affect the validity of the Notes or limit the rights and remedies of the owners from time to time of such Notes. The Municipality further covenants that it will not take any action that will cause the interest on the Notes to be subject to inclusion in gross income of the owners thereof for purposes of federal income taxation.

Section 22. Miscellaneous Acts. The Mayor, the Recorder, and all other appropriate officials of the Municipality are hereby authorized, empowered, and directed to do any and all such acts and things, and to execute, acknowledge, and deliver all such documents, instruments, and certifications, specifically including but not limited to, making arbitrage certifications and executing a note purchase agreement in connection with the purchase of the Notes, in addition to those acts, things, documents, instruments, and certifications hereinbefore authorized and approved, as may in their discretion, be necessary or desirable to implement or comply with the intent of this Resolution; or any of the documents herein authorized and approved; or for the authorization, issuance, and delivery of the Notes.

Section 23. Failure to Present Notes. Subject to the provisions of Section 3 hereof, in the event any Note shall not be presented for payment when the principal becomes due at maturity and in the event monies sufficient to pay such Note shall be held by the Note Registrar for the benefit of the owner thereof, all liability of the Municipality to such owner for the payment of such Note shall forthwith cease, terminate, and be completely discharged. Thereupon, the Note Registrar shall hold such monies, without liability for interest thereon, for the benefit of the owner of such Note who shall thereafter be restricted exclusively to such monies for any claim under this Resolution or on, or with respect to, said Note, subject to escheat or other similar law, and any applicable statute of limitation.

Section 24. Payments Due on Saturdays, Sundays, and Holidays. Whenever the interest on or principal of any Note is due on a Saturday or Sunday or, at the place designated for payment, a legal holiday or a day on which banking institutions are authorized by law to close, then the payment of the interest on or the principal of such Note need not be made on such date but must be made on the next succeeding day not a Saturday, Sunday, or a legal holiday or a day upon which banking institutions are authorized by law to close, with the same force and effect as if made on the date of maturity; and no interest shall accrue for the period after such date.

Section 25. No Recourse Under Resolution or on Notes. All stipulations, promises, agreements, and obligations of the Municipality contained in this Resolution shall be deemed to be the stipulations, promises, agreements, and obligations of the Municipality and not of any officer, director, or employee of the Municipality in his or her individual capacity, and no recourse shall be had for the payment of the principal of or interest on the Notes or for any claim based thereon or under this Resolution against any officer, director, or employee of the Municipality or against any official or individual executing the Notes.

Section 26. Severability. If any section, paragraph, or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, or provision shall not affect any of the remaining provisions hereof.

Section 27. Repeal of Conflicting Resolutions and Effective Date. All resolutions and orders, or parts thereof, in conflict with the provisions of this Resolution, are, to the extent of such conflict, hereby repealed, and this Resolution shall be in effect as of the date of its adoption the welfare of the Municipality requiring it.

Approved and adopted this 19th day of July, 2007.

Mayor

ATTEST:

Debbie K. Finch
Recorder

STATE OF TENNESSEE)
COUNTY OF CHEATHAM)

I, Debbie K. Finch, hereby certify that I am the duly qualified and acting Recorder of the Town of Kingston Springs, Tennessee (the "Municipality"), and, as such official, I further certify as follows: (1) that attached hereto is a copy of a resolution excerpted from the minutes of the meeting of the Board of Commissioners (the "Board") of said Municipality held on July 19, 2007; (2) that I have compared said copy with the original minute record of said meeting in my official custody; (3) that said copy is a true, correct, and complete transcript from said original record insofar as said original record relates to, among other matters, the authorization of the issuance of not to exceed $510,000 General Obligation Capital Outlay Notes, Series 2007, by said Municipality; (4) that the actions by said Board including the aforementioned, at said meeting were promptly and duly recorded by me in a book kept for such purpose; and, (5) that a quorum of the members of said Board was present and acting throughout said meeting.

WITNESS my official signature and the seal of said Municipality this 19th day of July, 2007.

Debbie K. Finch
Recorder

(SEAL)

EXHIBIT A

FORM OF NOTE

Registered
No:_____

Registered
$_____

UNITED STATES OF AMERICA
STATE OF TENNESSEE
TOWN OF KINGSTON SPRINGS
GENERAL OBLIGATION CAPITAL OUTLAY NOTE,
SERIES 2007

Interest Rate: Maturity Date: Dated Date:

Registered Owner:

Principal Amount:

THE TOWN OF KINGSTON SPRINGS, TENNESSEE (the "Municipality"), a lawfully organized and existing municipal corporation, for value received, hereby acknowledges itself indebted and promises to pay, as hereinafter set forth, in the manner hereinafter provided, to the Registered Owner identified above, or registered assigns as hereinafter provided, on the Maturity Date identified above, upon the presentation and surrender hereof at the office of the Recorder, Town Hall, Kingston Springs, Tennessee, or its successor as registrar and paying agent (the "Note Registrar"), the Principal Amount identified above, and to pay interest on said Principal Amount from the date hereof, or such later date as to which interest has been paid, to the Maturity Date, semi-annually on _____ and _____ of each year, commencing _____, 2008, at the Interest Rate per annum set forth above, by check, draft, or warrant to the Registered Owner hereof at the address shown on the registration books of the Note Registrar on the fifteenth (15th) calendar day next preceding an interest payment date, in any coin or currency of the United States of America which on the date of payment thereof is legal tender for the payment of public and private debts.

In the event that any amount payable hereunder as interest shall at any time exceed the rate of interest lawfully chargeable on this note under applicable law, any such excess shall, to the extent of such excess, be applied against the principal hereof as a prepayment thereof without penalty, and such excess shall not be considered to be interest. All rates of interest specified herein shall be computed on the basis of a three hundred sixty (360) day year composed of twelve (12) months of thirty (30) days each.

The principal hereof and interest hereon shall bear interest from and after their respective due dates (whether by acceleration, demand, or otherwise) at the same rate of interest payable on the principal hereof.

Section 9-21-117, Tennessee Code Annotated, as amended, provides that this note and the income therefrom is exempt from all state, county, and municipal taxation in the State of Tennessee, except inheritance, estate, and transfer taxes and except as otherwise provided in said Code.

This note is one of a series of notes known as "General Obligation Capital Outlay Notes, Series 2007" (the "Notes"), issued by the Municipality in the aggregate principal amount of $510,000. The Notes which are issued for the purpose of financing certain public works projects, consisting of paying all costs associated with the replacement of the sewer main and manholes on North Main Street, including construction and the cost of materials, engineering, inspections, and necessary paving, the acquisition of all other property real and personal appurtenant thereto and connected with such work, and to pay all legal, fiscal, administrative, and engineering costs, incident thereto, are authorized by an appropriate resolution of the Board of Commissioners and particularly that certain Resolution of the Board of Commissioners adopted on July 19, 2007, entitled "Resolution of the Town of Kingston Springs, Tennessee, Authorizing the Issuance of Interest Bearing General Obligation Capital Outlay Notes, Series 2007, in an Amount Not to Exceed $510,000, and Providing for the Payment of Said Notes," as such resolution may be from time to time amended or supplemented in accordance with its terms (such resolution, as so amended or supplemented, being herein called, the "Resolution"), and are issued pursuant to, and in full compliance with, the Constitution and the statutes of the State of Tennessee, including, but not limited to, Title 9, Chapter 21, Tennessee Code Annotated, as amended (the "Act"). Copies of the Resolution are on file at the office of the Recorder of the Municipality, and reference is hereby made to the Resolution and the Act, for a more complete statement of the terms and conditions upon which the Notes are issued thereunder, the rights, duties, immunities, and obligations of the Municipality, and the rights of the Registered Owner hereof.

This note and interest hereon is payable from funds of the Municipality legally available therefor and to the extent necessary from ad valorem taxes to be levied on all taxable property in the Municipality without limitation as to time, rate, or amount. For the prompt payment of this note, both principal and interest, as the same shall become due, the full faith and credit of the Municipality are hereby irrevocably pledged.

The Municipality has designated the Notes as "qualified tax-exempt obligations" pursuant to Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.

This note is transferable by the Registered Owner hereof in person or by his, her, or its attorney or legal representative at the office of the Note Registrar, but only in the manner and subject to the limitations and conditions provided in the Resolution and upon surrender and cancellation of this note. Upon any such transfer, the Municipality shall execute, and the Note Registrar shall authenticate and deliver in exchange for this note, a new fully registered note or notes, registered in the name of the transferee, in authorized denominations, in an aggregate principal amount equal to the principal amount of this note, of the same maturity and bearing interest at the same rate. For every exchange or transfer of notes, whether temporary or definitive, the Municipality and the Note Registrar may make a charge, unless otherwise herein to the contrary expressly provided, sufficient to pay for any tax, fee, or other governmental charge required to be

paid with respect to such exchange or transfer, all of which taxes, fees, or other governmental charges shall be paid to the Municipality by the person or entity requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer.

The Municipality and the Note Registrar may deem and treat the person or entity in whose name this note is registered as the absolute owner hereof, whether such note shall be overdue or not, for the purpose of making payment of the principal of and interest on this note and for all other purposes. All such payments so made shall be valid and effectual to satisfy and discharge the liability upon this note to the extent of the sum or sums so paid, and neither the Municipality nor the Note Registrar shall be affected by any notice to the contrary.

The Notes are issuable only as fully registered Notes, without coupons, in minimum denominations of $5,000. At the office of the Note Registrar, in the manner and subject to the limitations, conditions, and charges provided in the Resolution, fully registered Notes may be exchanged for an equal aggregate principal amount of fully registered Notes of the same maturity, of authorized denominations, and bearing interest at the same rate.

The Notes shall be subject to redemption, in whole, at the option of the Municipality, at any time, at the price of par plus accrued interest to the date of redemption, upon not less than ten (10) calendar days written notice to the Registered Owner.

This note shall have all the qualities and incidents of, and shall be, a negotiable instrument under, the Uniform Commercial Code of the State of Tennessee, subject only to provisions respecting registration of such note. This note is issued with the intent that the laws of the State of Tennessee shall govern its construction.

It is hereby certified, recited, and declared that all acts and conditions required to be done and to exist precedent to the issuance of, this note in order to make this note a legal, valid, and binding obligation of the Municipality, have been done, and did exist in due time and form as required by the Constitution and statutes of the State of Tennessee; and that this note and the issue of which it is a part, together with all other indebtedness of such Municipality, does not exceed any limitation prescribed by the Constitution or statutes of the State of Tennessee.

IN WITNESS WHEREOF, THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE has caused this note to be signed by the manual or facsimile signatures of the Mayor and the Recorder and its official seal, or a facsimile thereof, to be impressed or imprinted hereon, all as of _____, 2007.

RESOLUTION 07-003

A RESOLUTION AUTHORIZING THE TOWN OF KINGSTON SPRINGS, TENNESSEE TO PARTICIPATE IN THE TML RISK POOL "SAFETY PARTNERS" LOSS CONTROL GRANT PROGRAM.

WHEREAS, the safety and well being of the employees of the Town of Kingston Springs is of the greatest importance; and

WHEREAS, all efforts shall be made to provide a safe and hazard-free workplace for the Town of Kingston Springs employees; and

WHEREAS, the TML Risk Management Poll seeks to encourage the establishment of a safe workplace by offering a "Safety Partners" Loss Control Matching Grant Program; and

WHEREAS, the Town of Kingston Springs now seeks to participate in this important program.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE the following:

SECTION 1. That the Town of Kingston Springs, Tennessee is hereby authorized to submit application for a "Safety Partners" Loss Control Matching Grant through the TML Risk Management Pool.

SECTION 2. That the Town of Kingston Springs, Tennessee is further authorized to provide a matching sum to serve as a match for any monies provided by this grant.

Resolved this 19th day of July, 2007.

Gary B. Corlew

Mayor Gary B. Corlew

ATTEST:

Debbie K. Finch

Debbie Finch, City Recorder

RESOLUTION 07-005

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, PURSUANT TO THE KINGSTON SPRINGS MUNICIPAL CODE, AS ADOPTED UNDER ORDINANCE NO. 95-008, ESTABLISHING NEW USER RATES FOR ALL PERSONS UTILIZING THE CITY'S WASTEWATER TREATMENT FACILITIES AS AUTHORIZED IN TITLE 18, SECTION 114, KINGSTON SPRINGS MUNICIPAL CODE.

WHEREAS, the Town of Kingston Springs, Tennessee, by virtue of Ordinance No. 95-008, has adopted a codification of Ordinances known as the Kingston Springs Municipal Code; and

WHEREAS, it has come to the attention of the Board of Commissioners that the user rates for persons utilizing the city's wastewater treatment facilities should be modified, in accordance with local and state law; and

WHEREAS, the user rate and base rate calculations attached hereto on Exhibit "A" should become the user rates for wastewater treatment facilities effective with the August 2007 billing period,

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee as follows:

1. The user rate and base rate schedule attached hereto as Exhibit "A" shall hereafter become the user rates for all persons utilizing the city wastewater treatment facilities in accordance with title 18, Section 114, Kingston Springs Municipal Code.

RESOLVED, this 19th day of July, 2007.

Gary B. Corlew

MAYOR GARY B. CORLEW

ATTEST:

Debbie K. Finch

DEBBIE K. FINCH, CITY RECORDER

ATTEST AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

TOWN OF KINGSTON SPRINGS, TENNESSEE
ANNUAL SEWER RATE INCREASE
RESOLUTION #: 07-005
JULY 19,2007

USAGE CATEGORIES	PRESENT RATE 2006 - 2007	5 % INCREASE 2007 - 2008
BASE	$ 5.28	$ 5.54
0 - 2,000 gallons	$ 4.16	$ 4.37
2,000 - 4,000 gallons	$ 6.12	$ 6.43
4,001 - 12,000 gallons	$ 6.20	$ 6.51
12,001 - 20,000	$ 6.29	$ 6.60
OVER 20,001 gallons	$ 6.51	$ 6.84

EXHIBIT "A"

RESOLUTION NO. 07- 006

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING REASONABLE COMPENSATION FOR ACQUISITION OF EASEMENTS AND RIGHT-OF-WAY FOR IMPROVEMENTS TO WEST KINGSTON SPRINGS ROAD AND EMINENT DOMAIN PROCEEDINGS FOR ACQUISITION THEREOF.

WHEREAS, the Board of Commissioners of the Town of Kingston Springs, Tennessee, has authorized and are undertaking a roadway improvement project for West Kingston Springs Road within the municipality; and

WHEREAS, it is necessary to acquire additional right-of-way for said project and those certain easements thereto according to the Town's engineering plans; and

WHEREAS, a temporary construction easement is needed from John Richard Dorris, Jr., Map 096, Parcel 13, and a right-of-way, slope easement and temporary construction easement be obtained from Priscilla Mayo Beard Dorris, Map 96, Parcel 011.00 in order to carry out the public purpose.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, pursuant to the roadway improvement project plans and appurtenant structures thereto and in accordance with the certified appraisal to determine reasonable value that compensation to John Richard Dorris, Jr. be made in the amount of $50.00 and compensation to Priscilla Mayo Beard Dorris be made in the amount of $5,100.00.

It is further RESOLVED that should the aforesaid property owners not accept the reasonable value that authorization is hereby given to commence eminent domain proceedings in accordance with the applicable statutes.

RESOLVED this 15th day of November, 2007.

Gary B. Corlew

GARY CORLEW, MAYOR

ATTEST:

Debbie K. Finch

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION 08-001

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, PURSUANT TO THE KINGSTON SPRINGS MUNICIPAL CODE, AS ADOPTED UNDER ORDINANCE NO. 95-008, ESTABLISHING NEW USER RATES FOR ALL PERSONS UTILIZING THE CITY'S WASTEWATER TREATMENT FACILITIES AS AUTHORIZED IN TITLE 18, SECTION 114, KINGSTON SPRINGS MUNICIPAL CODE.

WHEREAS, the Town of Kingston Springs, Tennessee, by virtue of Ordinance No. 95-008, has adopted a codification of Ordinances known as the Kingston Springs Municipal Code; and

WHEREAS, it has come to the attention of the Board of Commissioners that the user rates for persons utilizing the city's wastewater treatment facilities should be modified, in accordance with local and state law; and

WHEREAS, the user rate and base rate calculations attached hereto on Exhibit "A" should become the user rates for wastewater treatment facilities effective with the August 2008 billing period,

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee as follows:

1. The user rate and base rate schedule attached hereto as Exhibit "A" shall hereafter become the user rates for all persons utilizing the city wastewater treatment facilities in accordance with title 18, Section 114, Kingston Springs Municipal Code.

RESOLVED, this 19th day of July, 2008.

MAYOR JOHN McLEROY

ATTEST:

DEBBIE K. FINCH, CITY RECORDER

ATTEST AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

TOWN OF KINGSTON SPRINGS, TENNESSEE
ANNUAL SEWER RATE INCREASE
RESOLUTION #: 08-001
JUNE 19, 2008

USAGE CATEGORIES	PRESENT RATE 2007 - 2008	5 % INCREASE 2008 - 2009
BASE	$ 5.54	$ 5.82
0 - 2,000 gallons	$ 4.37	$ 4.59
2,000 - 4,000 gallons	$ 6.43	$ 6.75
4,001 - 12,000 gallons	$ 6.51	$ 6.84
12,001 - 20,000	$ 6.60	$ 6.93
OVER 20,001 gallons	$ 6.84	$ 7.18

EXHIBIT "A"

June 20, 2008

To: Ms. Wanda Baker
Second South Cheatham Utility District

From: Laurie Cooper, City Manager
Town of Kingston Springs, Tennessee

Re: Sewer Rate Increase

The Board of Commissioners of the Town of Kingston Springs, Tennessee voted to increase the Town's Sewer rates by 5% in every category. Attached you will find a copy of the Resolution and the chart that reflects the new charges. Please apply rates with the next billing.

As always, thank you for your assistance. Please feel free to call me at 952-2110 if you have questions or need additional information.

Town of Kingston Springs
P. O. Box 256 • Kingston Springs, Tennessee 37082 • (615) 952-2110

RESOLUTION NO. 08-002

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, TO IMPLEMENT THE OBSERVATIONS AND FINDINGS OF THE A.I.A. 150 BLUEPRINT FOR AMERICA, COMMUNITY ASSESSMENT AND VISIONING WORKSHOP FOR KINGSTON SPRINGS, TENNESSEE, SUMMARY REPORT.

WHEREAS, the Town of Kingston Springs, Tennessee was designated as one of three Middle Tennessee communities for a community assessment and visioning workshop on "revitalizing the Town's center(s) and conserving open land" held in conjunction and as a part of the American Institute of Architects Blueprint for America initiative celebrating through community interaction the A.I.A.'s 150th birthday; and

WHEREAS, the Town has been honored to have been chosen as a community for the aforesaid workshop and the energies and efforts of the participating leadership of A.I.A. Middle Tennessee, Cumberland Region Tomorrow, the Greater Nashville Regional Council, the Nashville Civic Design Center and the University of Tennessee College of Architecture + Design, as well as participating business merchants and sponsors, and moreover the session participants who gave their time and shared their citizen observations; and

WHEREAS, the executive summary report is to be recognized as a planning tool for the municipality and should be implemented for the future benefit of the Town.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that the A.I.A. 150 Blueprint for America Community Assessment and Visioning Workshop for the Town of Kingston Springs summary report shall, to the fullest extent possible, be implemented as the legislative body, the Municipal-Regional Planning Commission and other boards of the Town go forward to make the Town of Kingston Springs a better place to live.

It is further RESOLVED that a copy of this Resolution be disseminated to the participating leadership organizations as an expression of gratitude to be the recipient of this most valuable endeavor.

RESOLVED this 18th day of September, 2008.

JOHN MCLEROY, MAYOR

PAM LORENZ, VICE-MAYOR

GARY CORLEY, COMMISSIONER

CRAIG KITCH, COMMISSIONER

JIM SCHIPPERS, COMMISSIONER

ATTEST:

DEBBIE FINCH, CITY RECORDER

LAURIE COOPER, CITY MANAGER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION NO. 08-003

A RESOLUTION ADOPTING AN IDENTITY THEFT POLICY

WHEREAS, The Fair and Accurate Credit Transactions Act of 2003, an amendment to the Fair Credit Reporting Act, required rules regarding identity theft protection to be promulgated; and

WHEREAS, Those rules become effective November 1, 2008, and require municipal utilities and other departments to implement an identity theft program and policy, and

WHEREAS, The Board of Commissioners of the Town of Kingston Springs, Tennessee has determined that the following policy is in the best interest of the municipality and its citizens. NOW, THEREFORE,

BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee that the following is hereby approved:

IDENTITY THEFT POLICY

SECTION 1: BACKGROUND

The risk to the municipality, its employees and customers from data loss and identity theft is of significant concern to the municipality and can be reduced only through the combined efforts of every employee and contractor.

SECTION 2: PURPOSE

The municipality adopts this sensitive information policy to help protect employees, customers, contractors and the municipality from damages related to the loss or misuse of sensitive information.

This policy will:

1. Define sensitive information;

2. Describe the physical security of data when it is printed on paper;

3. Describe the electronic security of data when stored and distributed; and

4. Place the municipality in compliance with state and federal law regarding identity theft protection.

This policy enables the municipality to protect existing customers, reducing risk from identity fraud, and minimize potential damage to the municipality from fraudulent new accounts. The program will help the municipality:

1. Identify risks that signify potentially fraudulent activity within new or existing covered accounts;

2. Detect risks when they occur in covered accounts;

3. Respond to risks to determine if fraudulent activity has occurred and act if fraud has been attempted or committed; and

4. Update the program periodically, including reviewing the accounts that are covered and the identified risks that are part of the program.

SECTION 3: SCOPE

This policy and protection program applies to employees, contractors, consultants, temporary workers, and other workers at the municipality, including all personnel affiliated with third parties.

SECTION 4: POLICY

4.A: Sensitive Information Policy

4.A.1: Definition of Sensitive Information

Sensitive information includes the following items whether stored in electronic or printed format:

4.A.1.a: Credit card information, including any of the following:

1. Credit card number (in part or whole)

2. Credit card expiration date

3. Cardholder name

4. Cardholder address

4.A.1.b: Tax identification numbers, including:

1. Social Security number

2. Business identification number

3. Employer identification numbers

4.A.1.c: Payroll information, including, among other information:

1. Paychecks

2. Pay stubs

4.A.1.d: Cafeteria plan check requests and associated paperwork

4.A.1.e: Medical information for any employee or customer, including but not limited to:

1. Doctor names and claims

2. Insurance claims

3. Prescriptions

4. Any related personal medical information

4.A.1.f: Other personal information belonging to any customer, employee or contractor, examples of which include:

1. Date of birth

2. Address

3. Phone numbers

4. Maiden name

5. Names

6. Customer number

4.A.1.g: Municipal personnel are encouraged to use common sense judgment in securing confidential information to the proper extent. Furthermore, this section should be read in conjunction with the Tennessee Public Records Act and the municipality's open records policy. If an employee is uncertain of the sensitivity of a particular piece of information, he/she should contact their supervisor. In the event that the municipality cannot resolve a conflict between this policy and the Tennessee Public Records Act, the municipality will contact the Tennessee Office of Open Records.

4.A.2: Hard Copy Distribution

Each employee and contractor performing work for the municipality will comply with the following policies:

1. File cabinets, desk drawers, overhead cabinets, and any other storage space containing documents with sensitive information will be locked when not in use.

2. Storage rooms containing documents with sensitive information and record retention areas will be locked at the end of each workday or when unsupervised.

3. Desks, workstations, work areas, printers and fax machines, and common shared work areas will be cleared of all documents containing sensitive information when not in use.

4. Whiteboards, dry-erase boards, writing tablets, etc. in common shared work areas will be erased, removed, or shredded when not in use.

5. When documents containing sensitive information are discarded they will be placed inside a locked shred bin or immediately shredded using a mechanical cross cut or Department of Defense (DOD)-approved shredding device. Locked shred bins are labeled "*Confidential paper shredding and recycling.*" Municipal records, however, may only be destroyed in accordance with the city's records retention policy.

4.A.3: Electronic Distribution

Each employee and contractor performing work for the municipality will comply with the following policies:

1. Internally, sensitive information may be transmitted using approved municipal e-mail. All sensitive information must be encrypted when stored in an electronic format.

2. Any sensitive information sent externally must be encrypted and password protected and only to approved recipients. Additionally, a statement such as this should be included in the e-mail:

"This message may contain confidential and/or proprietary information and is intended for the person/entity to whom it was originally addressed. Any use by others is strictly prohibited."

SECTION 5: ADDITIONAL IDENTITY THEFT PREVENTION PROGRAM

If the municipality maintains certain covered accounts pursuant to federal legislation, the municipality may include the additional program details.

5.A: Covered accounts

A covered account includes any account that involves or is designed to permit multiple payments or transactions. Every new and existing customer account that meets the following criteria is covered by this program:

1. Business, personal and household accounts for which there is a reasonably foreseeable risk of identity theft; or

2. Business, personal and household accounts for which there is a reasonably foreseeable risk to the safety or soundness of the municipality from identity theft, including financial, operational, compliance, reputation, or litigation risks.

5.B: Red flags

5.B.1: The following red flags are potential indicators of fraud. Any time a red flag, or a situation closely resembling a red flag, is apparent, it should be investigated for verification.

1. Alerts, notifications or warnings from a consumer reporting agency;

2. A fraud or active duty alert included with a consumer report;

3. A notice of credit freeze from a consumer reporting agency in response to a request for a consumer report; or

4. A notice of address discrepancy from a consumer reporting agency as defined in § 334.82(b) of the Fairness and Accuracy in Credit Transactions Act.

5.B.2: Red flags also include consumer reports that indicate a pattern of activity inconsistent with the history and usual pattern of activity of an applicant or customer, such as:

• A recent and significant increase in the volume of inquiries;

• An unusual number of recently established credit relationships;

• A material change in the use of credit, especially with respect to recently established credit relationships; or

• An account that was closed for cause or identified for abuse of account privileges by a financial institution or creditor.

5.C: Suspicious documents

5.C.1: Documents provided for identification that appear to have been altered or forged.

5.C.2: The photograph or physical description on the identification is not consistent with the appearance of the applicant or customer presenting the identification.

5.C.3: Other information on the identification is not consistent with information provided by the person opening a new covered account or customer presenting the identification.

5.C.4: Other information on the identification is not consistent with readily accessible information that is on file with the municipality, such as a signature card or a recent check.

5.C.5: An application appears to have been altered or forged, or gives the appearance of having been destroyed and reassembled.

5.D: Suspicious personal identifying information

5.D.1: Personal identifying information provided is inconsistent when compared against external information sources used by the municipality. For example:

• The address does not match any address in the consumer report;

• The Social Security number (SSN) has not been issued or is listed on the Social Security Administration's Death Master File; or

• Personal identifying information provided by the customer is not consistent with other personal identifying information provided by the customer. For example, there is a lack of correlation between the SSN range and date of birth.

5.D.2: Personal identifying information provided is associated with known fraudulent activity as indicated by internal or third-party sources used by the municipality. For example, the address on an application is the same as the address provided on a fraudulent application

5.D.3: Personal identifying information provided is of a type commonly associated with fraudulent activity as indicated by internal or third-party sources used by the municipality. For example:

• The address on an application is fictitious, a mail drop, or a prison; or

• The phone number is invalid or is associated with a pager or answering service.

5.D.4: The SSN provided is the same as that submitted by other persons opening an account or other customers.

5.D.5: The address or telephone number provided is the same as or similar to the address or telephone number submitted by an unusually large number of other customers or other persons opening accounts.

5.D.6: The customer or the person opening the covered account fails to provide all required personal identifying information on an application or in response to notification that the application is incomplete.

5.D.7: Personal identifying information provided is not consistent with personal identifying information that is on file with the municipality.

5.D.8: When using security questions (mother's maiden name, pet's name, etc.), the person opening the covered account or the customer cannot provide authenticating information beyond that which generally would be available from a wallet or consumer report.

5.E: Unusual use of, or suspicious activity related to, the covered account

5.E.1: Shortly following the notice of a change of address for a covered account, the municipality receives a request for new, additional, or replacement goods or services, or for the addition of authorized users on the account.

5.E.2: A new revolving credit account is used in a manner commonly associated with known patterns of fraud patterns. For example, the customer fails to make the first payment or makes an initial payment but no subsequent payments

5.E.3: A covered account is used in a manner that is not consistent with established patterns of activity on the account. There is, for example:

• Nonpayment when there is no history of late or missed payments;

• A material change in purchasing or usage patterns

5.E.4: A covered account that has been inactive for a reasonably lengthy period of time is used (taking into consideration the type of account, the expected pattern of usage and other relevant factors).

5.E.5: Mail sent to the customer is returned repeatedly as undeliverable although transactions continue to be conducted in connection with the customer's covered account.

5.E.6: The municipality is notified that the customer is not receiving paper account statements.

5.E.7: The municipality is notified of unauthorized charges or transactions in connection with a

customer's covered account.

5.E.8: The municipality receives notice from customers, victims of identity theft, law enforcement authorities, or other persons regarding possible identity theft in connection with covered accounts held by the municipality
5.E.9: The municipality is notified by a customer, a victim of identity theft, a law enforcement authority, or any other person that it has opened a fraudulent account for a person engaged in identity theft.

SECTION 6: RESPONDING TO RED FLAGS

6.A: Once potentially fraudulent activity is detected, an employee must act quickly as a rapid appropriate response can protect customers and the municipality from damages and loss.

6.A.1: Once potentially fraudulent activity is detected, gather all related documentation and write a description of the situation. Present this information to the designated authority for determination.

6.A.2: The designated authority will complete additional authentication to determine whether the attempted transaction was fraudulent or authentic.

6.B: If a transaction is determined to be fraudulent, appropriate actions must be taken immediately. Actions may include:

1. Canceling the transaction;

2. Notifying and cooperating with appropriate law enforcement;

3. Determining the extent of liability of the municipality; and

4. Notifying the actual customer that fraud has been attempted.

SECTION 7: PERIODIC UPDATES TO PLAN

7.A: At periodic intervals established in the program, or as required, the program will be re-evaluated to determine whether all aspects of the program are up to date and applicable in the current business environment.

7.B: Periodic reviews will include an assessment of which accounts are covered by the program.

7.C: As part of the review, red flags may be revised, replaced or eliminated. Defining new red flags may also be appropriate.

7.D: Actions to take in the event that fraudulent activity is discovered may also require revision to reduce damage to the municipality and its customers.

SECTION 8: PROGRAM ADMINISTRATION

8.A: Involvement of management

1. The Identity Theft Prevention Program shall not be operated as an extension to existing fraud prevention programs, and its importance warrants the highest level of attention.

2. The Identity Theft Prevention Program is the responsibility of the governing body. Approval of the initial plan must be appropriately documented and maintained.

3. Operational responsibility of the program is delegated to the City Manager.

8.B: Staff training

1. Staff training shall be conducted for all employees, officials and contractors for whom it is

reasonably foreseeable that they may come into contact with accounts or personally identifiable information that may constitute a risk to the municipality or its customers.

2. The City Manager is responsible for ensuring identity theft training for all requisite employees and contractors.

3. Employees must receive annual training in all elements of this policy.

4. To ensure maximum effectiveness, employees may continue to receive additional training as changes to the program are made.

8.C: Oversight of service provider arrangements

1. It is the responsibility of the municipality to ensure that the activities of all service providers are conducted in accordance with reasonable policies and procedures designed to detect, prevent, and mitigate the risk of identity theft.

2. A service provider that maintains its own identity theft prevention program, consistent with the guidance of the red flag rules and validated by appropriate due diligence, may be considered to be meeting these requirements.

3. Any specific requirements should be specifically addressed in the appropriate contract arrangements.

This resolution will take effect immediately upon its passage, the public welfare requiring it.

Approved this 16th day of October, 2008

John McLeroy, Mayor

Attest: Debbie K. Finch
Debbie K. Finch, City Recorder

Approved as to form and legality:

Larry D. Craig, City Attorney

RESOLUTION 08-004

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE FRIENDS OF PEGRAM PARK TO JOINTLY SPONSOR A PUBLIC EVENT, HEREBY KNOWN AS "THE HARPETH RIVER DUCK RACE'09".

WHEREAS, due to permitting requirements of the State of Tennessee requiring a 501(c)3 association to apply, it has become necessary to have a joint sponsorship of the event known as The Harpeth River Duck Race '09; and

WHEREAS, the public and the parks of Kingston Springs and Pegram, Tennessee will directly benefit from the proceeds of this event.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

1. The City Manager is here and now authorized to enter into an agreement with The Friends of Pegram Park Association to jointly conduct a public event called The Harpeth River Duck Race '09 on July 18, 2009, sharing the proceeds under agreed terms of both parties to benefit the parks of Kingston Springs and Pegram, Tennessee.

RESOLVED this 18th day of December, 2008.

JOHN McLEROY, MAYOR

ATTEST:

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION NO. 09-001

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, TO ACCEPT A GIFT OF LAND FOR PARK AND RECREATION PURPOSES AND AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO TRANSFER TITLE UNTO THE TOWN OF KINGSTON SPRINGS.

WHEREAS, Michael Adams and wife, Jennifer Adams, are owners of certain unimproved real property fronting Jackson Cabin Road and Kingston Springs Fairview Road in Cheatham County, Tennessee, being Parcel 302.00 on Tax Map 098, Assessor's Office for Cheatham County, Tennessee, and further being more particularly described by a deed of record in Record Book 96, Page 345, Register's Office for Cheatham County, Tennessee; and

WHEREAS, the aforesaid real property owners have proposed a gift of the above recited property unto the Town of Kingston Springs, Tennessee, to hereafter be used for park and recreation purposes; and

WHEREAS, the Town of Kingston Springs by this resolution does agree to accept this generous gift with said land to become a part of the Town's parks facilities benefitting the residents of the municipality and the community as a whole.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows, to wit:

1. The offer extended unto the Town dated December 7, 2008, and orally unto the City Manager of the municipality, is here and now formalized by this resolution to accept the gift of land.

2. The City Manager shall forthwith undertake a certified appraisal of the real property owned by the donor in order to calculate the valuation of the gift.

3. The Town of Kingston Springs by accepting the gift will acknowledge on the applicable Internal Revenue Service forms the gift made to this branch of government.

4. The Town shall be responsible not only for the cost of appraisal to document the value of the gift, but will additionally be responsible for all costs incident to the transfer of title to the municipality, including, but not limited to, title examination, an owner's policy of title insurance, closing and settlement fees and payment of taxes due and owing and for the calendar year 2009.

5. The Mayor of the Town of Kingston Springs is here and now duly authorized to execute any and all instruments necessary to effect the transfer of ownership and to acknowledge receipt of the gift of land to hereafter be used for park facility purposes.

6. The Town of Kingston Springs does agree to a deed restriction upon the conveyance of title which would hereafter prohibit the use of the real property for commercial or residential building use.

RESOLVED this 15th day of January, 2009.

MAYOR

ATTEST:

Debbie K. Finch

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION #09-003

A RESOLUTION pursuant to the authority granted by section 6-54-111 of the Tennessee Code Annotated, and in accordance with the Internal Control and Compliance manual for Tennessee Municipalities authorizing appropriations for financial aid of the Mid-Cumberland Resource Agency, a nonprofit charitable or nonprofit civic organization whose services benefit the general welfare of the residents of this municipality.

WHEREAS, Mid-Cumberland Resource Agency is a nonprofit charitable or nonprofit civic organization whose year-round services benefit the general welfare of the residents of this municipality; and

WHEREAS, section 6-54-111 of Tennessee Code Annotated authorizes appropriation of funds for financial aid of such nonprofit charitable or nonprofit civic organizations; and

WHEREAS, the Internal Control and Compliance Manual for Tennessee Municipalities Title 4, Chapter 3, Section 1, requires that a special resolution be adopted for each such nonprofit charitable or nonprofit civic organization which is to receive such funds.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that:

Section 1. The Board of Commissioners may appropriate funds from time to time, in such amounts as is deemed proper, for the financial aid of Mid-Cumberland Resource Agency, a non-profit charitable or nonprofit civic organization whose year-round services benefit the general welfare of the residents of this municipality.

Section 2. Such funds appropriated by the municipality for use by Mid-Cumberland Resource Agency shall be spent for the following purposes:

1. Meals-on-Wheels Program for residents of the Town of Kingston Springs, TN for fiscal year 2008-09.

All such funds shall be used to promote the general welfare of the residents of this municipality.

Section 3. The Mid-Cumberland Resource Agency shall comply with all requirements of section 6-54-111 of Tennessee Code Annotated and Title 4, Chapter 3, Section 1 of the Internal Control and Compliance Manual for Tennessee Municipalities, particularly with regard to submission of an annual report of its business affairs and transactions and the proposed use of the municipal assistance.

Section 4. This resolution shall take effect upon its passage, the public welfare requiring it.

PASSED: 5-21-09
Date

Mayor John McLeroy

ATTEST:

Debbie K. Finch

Debbie K. Finch, City Recorder

APPROVED AS TO FORM AND LEGALITY:

Larry D. Craig, City Attorney

VOID

RESOLUTION #09-004

A RESOLUTION pursuant to the authority granted by section 6-54-111 of the Tennessee Code Annotated, and in accordance with the Internal Control and Compliance manual for Tennessee Municipalities authorizing appropriations for financial aid of Leadership Cheatham County, a nonprofit charitable or nonprofit civic organization whose services benefit the general welfare of the residents of this municipality.

WHEREAS, Leadership Cheatham County is a nonprofit charitable or nonprofit civic organization whose year-round services benefit the general welfare of the residents of this municipality; and

WHEREAS, section 6-54-111 of Tennessee Code Annotated authorizes appropriation of funds for financial aid of such nonprofit charitable or nonprofit civic organizations; and

WHEREAS, the Internal Control and Compliance Manual for Tennessee Municipalities Title 4, Chapter 3, Section 1, requires that a special resolution be adopted for each such nonprofit charitable or nonprofit civic organization which is to receive such funds.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that:

Section 1. The Board of Commissioners may appropriate funds from time to time, in such amounts as is deemed proper, for the financial aid of Leadership Cheatham County, a non-profit charitable or nonprofit civic organization whose year-round services benefit the general welfare of the residents of this municipality.

Section 2. Such funds appropriated by the municipality for use by Leadership Cheatham County shall be spent for the following purposes:

1. Scholarship for tuition for one citizen or city employee
2. Remaining funds for operational costs of program

All such funds shall be used to promote the general welfare of the residents of this municipality.

Section 3. Leadership Cheatham County shall comply with all requirements of section 6-54-111 of Tennessee Code Annotated and Title 4, Chapter 3, Section 1 of the Internal Control and Compliance Manual for Tennessee Municipalities, particularly with regard to submission of an annual report of its business affairs and transactions and the proposed use of the municipal assistance.

Section 4. This resolution shall take effect upon its passage, the public welfare requiring it.

PASSED: _____
Date

_____
Mayor John McLeroy

ATTEST:

_____
Debbie K. Finch, City Recorder

APPROVED AS TO FORM AND LEGALITY:

_____
Larry D. Craig, City Attorney

RESOLUTION NO. 09-005

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS AUTHORIZING THE MAYOR OF THE MUNICIPALITY TO EXECUTE AN INTERLOCAL AGREEMENT TO CONTRACT WITH TML RISK MANAGEMENT POOL TO OBTAIN RISK MANAGEMENT INSURANCE, SELF-INSURANCE OR ANY COMBINATION THEREOF FOR ANY AND ALL AREAS OF LIABILITY OR INSURABILITY.

WHEREAS, Chapter 282 of the Tennessee Public Acts of 1979 grants governmental entities the specific power to secure risk management, insurance, or self-insurance for themselves and their employees in different areas of liability and insurability through joint and cooperative action with other municipalities under Section 12-801 et seq., Tennessee Code Annotated, as amended, known as the Interlocal Cooperation Act;

WHEREAS, the Cities of Athens and Hendersonville have heretofore entered into an agreement under said Interlocal Cooperation Act to create and establish the TML Risk Management Pool, a not-for-profit corporation, for the purpose of organizing and operating an insurance pool offering risk management and other related services in addition to basic insurance coverages;

WHEREAS, said agreement authorized any political subdivision of the State of Tennessee to become a participant in said agreement by adoption of an appropriate ordinance or resolution;

WHEREAS, the Board of Commissioners of the Town of Kingston Springs has determined that said municipality will benefit from its participation in said agreement with the City of Athens and Hendersonville and such other municipalities as may participate therein;

WHEREAS, it has been proposed that the Town of Kingston Springs enter into a contract with the TML Risk Management Pool, a copy of said contract being attached hereto as Exhibit "A" and incorporated herein as fully as though copied; and

WHEREAS, the Board of Commissioners of the Town of Kingston Springs has reviewed the provisions of said contract and has determined it to be in the best interests of said municipality and its citizens that appropriate steps be taken to enter into said contract.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS as follows:

1. The Town of Kingston Springs shall participate in the agreement between the Cities of Athens and Hendersonville and such other municipalities as participate therein, said agreement being to cooperate in creating, establishing and contracting with the TML Risk Management Pool, a not-for-profit Tennessee

corporation organized to provide a method for political subdivisions of the State of Tennessee to obtain risk management, insurance, self-insurance or any combination thereof for any and all areas of liability or insurability.

2. The form, content and provisions of the contract, a copy of which is attached hereto as Exhibit "A" and incorporated herein as fully as though copied, are hereby approved.

3. The Mayor of the Town is empowered and directed on behalf of the Town of Kingston Springs to enter into said contract with the TML Risk Management Pool for certain services of risk management and insurance in accordance with Chapter 282 of the Tennessee Public Acts of 1979, and to take such steps as may be necessary to implement and carry out the intent of the Resolution.

4. This resolution shall become effective upon its passage, the public welfare requiring it.

APPROVED AND ADOPTED THIS 21ST DAY OF MAY, 2009.

JOHN MCLEROY, MAYOR

ATTEST:

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

INTERLOCAL COOPERATION AGREEMENT

RELATIVE TO PARTICIPATION IN THE

TENNESSEE MUNICIPAL LEAGUE RISK MANAGEMENT POOL

This agreement is entered into by the undersigned political subdivision of the State of Tennessee pursuant to the Interlocal Cooperation Act, Tennessee Code Annotated, Section 12-9-101, et seq., and the Tennessee Governmental Tort Liability Act, Tennessee Code Annotated, Section 29-20-101, et seq.

Each political subdivision entering into this Interlocal Cooperation Agreement agrees to exercise its powers, privileges, authority, and financial and administrative resources jointly with other political subdivision to provide a method for obtaining risk management, self insurance, insurance and reinsurance, or any combinations thereof, for any and all areas of their liability or insurability, including, but not limited to, property insurance, the liabilities created by the Tennessee Governmental Tort Liability Act, liabilities under the Workers' Compensation Law, and any other areas of liability or insurability authorized by Tennessee Code Annotated, Section 29-20-401. The Agreement to establish the TML Insurance Pool, an Interlocal Cooperation Agreement between the Tennessee cities of Athens and Hendersonville, became effective in 1979 and the corporation was created. The name of the corporation was changed to Tennessee Municipal League Risk Management Pool in 1984. The Corporations political subdivisions who have participated in the Tennessee Municipal League Risk Management Pool (TML Pool) pursuant to the 1979 Agreement ratify that Agreement, and amend it by substituting this Agreement. The power and authority conferred by the 1979 Agreement are carried forward and continued in this Agreement.

Any other political subdivision of the State of Tennessee may become a participant in this Agreement by passage of an ordinance or resolution as may be legally appropriate. This Agreement shall be completely terminated only upon the action of all but one participating political subdivision to repeal, revoke, or rescind that action authorizing and effecting their participation unless otherwise terminated by the board of directors. If the Agreement is completely terminated, the property of the Corporation shall be disposed of as provided in the Charter.

In order for this political subdivision to increase the advantages of exercising its powers, privileges, authority, and financial and administrative resources jointly with other political subdivisions and to effectuate this Agreement, it approves the creation, establishment, and operation of the not-for-profit Tennessee corporation known as the Tennessee Municipal League Risk Management Pool, whose charter and amendments are in Exhibit "A", attached to and incorporated in this agreement, with the powers, purposes, and attributes set forth in them.

After joining the Interlocal Cooperation Agreement, each political subdivision may enter into plans, agreements, or contracts with the TML Pool for the provision of any or all of the services of the TML Pool is created to provide upon terms agreed to by the political subdivision

and the TML Pool. Terms shall include the nature and scope of services to be provided; the method by which contributions or premiums shall be levied and paid, and any other necessary terms.

The TML Pool shall be financed from the contributions of premiums paid by participating political subdivisions, to the TML Pool, in accordance with the terms of their plans, agreements or contracts with the TML Pool.

Establishment and maintenance of a budget for the Corporation shall be the responsibility of the Board of Directors.

The powers of the corporation shall be exercised by the Board of Directors in accordance with its charter.

The Corporation may do all acts authorized by the Tennessee Governmental Tort Liability Act, Tennessee Code Annotated, Section 29-20-101, et seq., and as it may be amended, and as authorized by the Tennessee Non-Profit Corporation Act, Tennessee Code Annotated, Section 48-51-101, et seq., and as it may be amended.

INTERLOCAL COOPERATION AGREEMENT

SIGNATURE SECTION

TOWN OF KINGSTON SPRINGS

Signed by: _____
JOHN MCLEROY, MAYOR

Attest: _____
DEBBIE FINCH, CITY RECORDER

Date: May 21, 2009

Executed pursuant to Resolution 09-005, adopted May 21, 2009.

RESOLUTION NO. 09-006

A RESOLUTION TO PROHIBIT HANDGUNS IN PUBLIC MUNICIPAL PARKS, NATURAL AREAS, HISTORIC PARKS, NATURE TRAILS, CAMPGROUNDS, FORESTS, GREENWAYS, WATERWAYS, OR OTHER SIMILAR PUBLIC PLACES.

WHEREAS, prior to September 1, 2009, *Tennessee Code Annotated* § 39-17-1311, essentially made carrying weapons in municipally owned parks, playgrounds, civic centers, or other building facilities a Class A misdemeanor; and

WHEREAS, Public Chapter No. 428 (House Bill 716 and Senate Bill 976) of the 106th General Assembly, as adopted, removed the above mentioned prohibitions in public parks for persons authorized to carry handguns pursuant to *Tennessee Code Annotated* § 39-17-1351; and

WHEREAS, Public Chapter No. 428 of the 106th General Assembly permits municipal and county governments to prohibit, by resolution, the carrying of handguns while within a public park that is owned or operated by a county, a municipality, or their instrumentalities; and

WHEREAS, the Board of Commissioners of the Town of Kingston Springs desires to continue prohibiting the carrying of handguns in municipal parks; now, therefore:

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS THAT:

SECTION 1. Any person authorized[1] to carry a handgun under *Tennessee Code Annotated* § 39-17-1351, is prohibited from possessing any handgun while within a public park, natural area, historic park, nature trail, campground, forest, greenway, waterway, or other similar public place that is owned or operated by the Town of Kingston Springs, Tennessee or any of its instrumentalities. This prohibition of handguns within any municipal park applies to the entire park, notwithstanding the provisions of T.C.A. § 39-17-1311(b)(1)(I).[2] However, this resolution does not prohibit lawful possession of any handgun in accordance with T.C.A. § 39-17-1311(b)(1)(A)-(H).[3]

SECTION 2. The Town of Kingston Springs, Tennessee shall display signs in prominent locations about the public recreational property, at least six inches (6") high and fourteen inches (14") wide, stating:

> MISDEMEANOR. STATE LAW PRESCRIBES A MAXIMUM PENALTY OF ELEVEN (11) MONTHS AND TWENTY-NINE (29) DAYS AND A FINE NOT TO EXCEED TWO THOUSAND FIVE HUNDRED DOLLARS ($2,500) FOR CARRYING WEAPONS ON OR IN PUBLIC RECREATIONAL PROPERTY.

---

[1] Any person who is not authorized to carry a handgun under state law and who possesses a handgun in a park or other public area with the intent to go armed would be in possible violation of T.C.A. § 39-17-1307, which is a Class E felony.

[2] The state statute requires the prohibition of handguns to apply to the entire park. The statute does not mention the other recreational areas in this proviso.

[3] The state statute allows for the lawful possession of handguns in numerous circumstances, including but not limited to military personnel, civil officers, reserve officer training corps pupils and law enforcement officers in discharge of their official duties; private police employed by the municipality; persons who are either hunting on municipal land designated as open to hunting, traversing municipal property to gain access to hunting lands, conducting or attending a gun show, picking up or delivering passengers who do not use the weapon in any way, or a person permitted to sport or target shoot; or a security guard who meets the requirements of T.C.A. Title 62, Chapter 35.

SECTION 3. If a part of this Resolution is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of this Resolution is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications.

SECTION 4. This resolution takes effect from and after its passage, the welfare of the Town of Kingston Springs requiring it.

Adopted July 16, 2009

John McLeroy, Mayor

Attest:

Debbie K. Finch, City Recorder

Attest to form and legality:

Larry D. Craig, City Attorney

RESOLUTION 09-007

A RESOLUTION AUTHORIZING THE TOWN OF KINGSTON SPRINGS, TENNESSEE TO PARTICIPATE IN THE TML RISK MANAGEMENT POOL "SAFETY PARTNERS" LOSS CONTROL MATCHING GRANT PROGRAM.

WHEREAS, the safety and well being of the employees of the Town of Kingston Springs is of the greatest importance; and

WHEREAS, all efforts shall be made to provide a safe and hazard-free workplace for the Town of Kingston Springs employees; and

WHEREAS, the TML Risk Management Pool seeks to encourage the establishment of a safe workplace by offering a "Safety Partners" Loss Control Matching Grant Program; and

WHEREAS, the Town of Kingston Springs now seeks to participate in this important program.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE the following:

SECTION 1. That the Town of Kingston Springs is hereby authorized to submit application for a "Safety Partners" Loss Control Matching Grant through the TML Rish Management Pool.

SECTION 2. That the Town of Kingston Springs is further authorized to provide a matching sum to serve as a match for any monies provided by this grant.

Resolved this 20th day of August, 2009.

Mayor John McLeroy

Attest:

Debbie K. Finch

Debbie K. Finch, City Recorder

Attest as to form and legality:

Larry D. Craig, City Attorney

RESOLUTION #09-008

A RESOLUTION pursuant to the authority granted by section 6-54-111 of the Tennessee Code Annotated, and in accordance with the Internal Control and Compliance manual for Tennessee Municipalities authorizing appropriations for financial aid of the Mid-Cumberland Resource Agency, a nonprofit charitable or nonprofit civic organization whose services benefit the general welfare of the residents of this municipality.

WHEREAS, Mid-Cumberland Resource Agency is a nonprofit charitable or nonprofit civic organization whose year-round services benefit the general welfare of the residents of this municipality; and

WHEREAS, section 6-54-111 of Tennessee Code Annotated authorizes appropriation of funds for financial aid of such nonprofit charitable or nonprofit civic organizations; and

WHEREAS, the Internal Control and Compliance Manual for Tennessee Municipalities Title 4, Chapter 3, Section 1, requires that a special resolution be adopted for each such nonprofit charitable or nonprofit civic organization which is to receive such funds.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that:

Section 1. The Board of Commissioners may appropriate funds from time to time, in such amounts as is deemed proper, for the financial aid of Mid-Cumberland Resource Agency, a non-profit charitable or nonprofit civic organization whose year-round services benefit the general welfare of the residents of this municipality.

Section 2. Such funds appropriated by the municipality for use by Mid-Cumberland Resource Agency shall be spent for the following purposes:

1. Meals-on-Wheels Program for residents of the Town of Kingston Springs, TN for fiscal year 2009-10.

All such funds shall be used to promote the general welfare of the residents of this municipality.

Section 3. The Mid-Cumberland Resource Agency shall comply with all requirements of section 6-54-111 of Tennessee Code Annotated and Title 4, Chapter 3, Section 1 of the Internal Control and Compliance Manual for Tennessee Municipalities, particularly with regard to submission of an annual report of its business affairs and transactions and the proposed use of the municipal assistance.

Section 4. This resolution shall take effect upon its passage, the public welfare requiring it.

PASSED: November 19, 2009
Date

Mayor John McLeroy

ATTEST:

Debbie K. Finch

Debbie K. Finch, City Recorder

APPROVED AS TO FORM AND LEGALITY:

Larry D. Craig, City Attorney

RESOLUTION #09-009

A RESOLUTION pursuant to the authority granted by section 6-54-111 of the Tennessee Code Annotated, and in accordance with the Internal Control and Compliance manual for Tennessee Municipalities authorizing appropriations for financial aid of The South Cheatham Library, a nonprofit charitable or nonprofit civic organization whose services benefit the general welfare of the residents of this municipality.

WHEREAS, The South Cheatham Library is a nonprofit charitable or nonprofit civic organization whose year-round services benefit the general welfare of the residents of this municipality; and

WHEREAS, section 6-54-111 of Tennessee Code Annotated authorizes appropriation of funds for financial aid of such nonprofit charitable or nonprofit civic organizations; and

WHEREAS, the Internal Control and Compliance Manual for Tennessee Municipalities Title 4, Chapter 3, Section 1, requires that a special resolution be adopted for each such nonprofit charitable or nonprofit civic organization which is to receive such funds.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that:

Section 1. The Board of Commissioners may appropriate funds from time to time, in such amounts as is deemed proper, for the financial aid of The South Cheatham Library, a non-profit charitable or nonprofit civic organization whose year-round services benefit the general welfare of the residents of this municipality.

Section 2. Such funds appropriated by the municipality for use by The South Cheatham Library shall be spent for the following purposes:

1. Acquisition of books and other educational material
2. Purchase of technology such as computer equipment

All such funds shall be used to promote the general welfare of the residents of this municipality.

Section 3. The South Cheatham Library shall comply with all requirements of section 6-54-111 of Tennessee Code Annotated and Title 4, Chapter 3, Section 1 of the Internal Control and Compliance Manual for Tennessee Municipalities, particularly with regard to submission of an annual report of its business affairs and transactions and the proposed use of the municipal assistance.

Section 4. This resolution shall take effect upon its passage, the public welfare requiring it.

PASSED: November 19, 2009
Date

Mayor John McLeroy

ATTEST:

Debbie K. Finch

Debbie K. Finch, City Recorder

APPROVED AS TO FORM AND LEGALITY:

Larry D. Craig, City Attorney

RESOLUTION NO. 09-010

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING THE CITY MANAGER TO FILE AN APPEAL WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCY TO CORRECT A BASE FLOOD ELEVATION DETERMINATION.

WHEREAS, the Town of Kingston Springs, Tennessee is a participating community in the National Flood Insurance Program (NFIP); and

WHEREAS, it has been called to the attention of the municipality that an appeal should be made to the Federal Emergency Management Agency (FEMA) setting forth the Town's belief that a depicted base flood elevation (BFE) is incorrect as depicted upon Firm Panel 47021C0280C, Case No. 09-04-1788S.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that its City Manager is here and now duly empowered and authorized to file on behalf of the municipality as a participating community in the National Flood Insurance Program (NFIP), an appeal for a technically incorrect base flood elevation (BFE), at the earliest practicable time before the end of an appeals period, to wit: ending December 29, 2009. This resolution is submitted on behalf of the participating community upon information and belief that the methodology used by the agency on NFIP FIRM PANEL 47021C0280C, Case No. 09-04-1788S, FINAL CCO MEETING HELD 2009-07-09, did not account for the effects of physical changes in the flood plain. Directive is made for the City Manager to send any and all available supporting documentation and data in order to effectuate appeal on behalf of the municipality.

RESOLVED this 17th day of December, 2009.

JOHN MCLEROY, MAYOR

ATTEST:

Debbie K. Finch

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION NO. 010-001

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, SETTING OUT AN AGENDA POLICY ON ALL MATTERS TO BE PRESENTED TO A REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE.

WHEREAS, pursuant to the Municipal Code of Ordinances and the City Manager - Commission Charter, the transaction of business by the Board of Commissioners is under the rules of order and parliamentary procedure as contained in Robert's Rules of Order, newly revised; and

WHEREAS, to facilitate matters of business, in accordance with proper procedure, items of business to be considered by the Board of Commissioners, hereinafter "Board", should be made pursuant to a resolved agenda policy.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that the following shall be the agenda policy for the transaction of the Board's business, to wit:

1. The order of business shall be as follows: call to order by the Mayor or Vice-Mayor; pledge of allegiance; roll call by the City Recorder to determine Commissioners in attendance at the meeting; declaration of a quorum present to transact business; approval of the prior meeting(s) minutes as circulated; confirmation of the agenda for the purposes of the meeting; announcements from Commissioners; community input and concerns by any person present to address the Board; consent agenda to acknowledge receipt and tender of department reports, city manager report and any other consent matter which may be acknowledged by a single vote; updates to the board by staff and from the office of the city attorney; matters of unfinished business; and any other matter of business, but for discussion only with no action or vote to be taken.

To allow for the orderly preparation of resolutions, ordinances, the agenda itself and any other matter of business to be presented as an agenda item requests shall be submitted in a timely manner for transmittal to Commissioners and staff, as follows:

1. A citizen requesting to present a matter of consideration before the Board for potential action, other than appearing during the community input and concerns portion of a meeting, must make a request to be heard not later than ten (10) days prior to the meeting at 4:00 p.m. prevailing time.

2. Members of the Board or staff members may request a new business agenda item be considered by making a request for placement on the agenda not less than forty-eight (48) hours prior to the meeting and by adding the same prior to confirmation of the written agenda for the meeting previously circulated.

3. Every effort shall be made by the staff to circulate any and all agenda items at least forty-eight (48) hours ahead of the meeting by personal delivery, e-mail or fax, to the commissioners and all other staff members.

4. Items of business which would require the drafting of a resolution or ordinance may be made at a meeting and be placed as an agenda item for the next monthly meeting of the Board.

5. The order of placement of items on the written agenda shall be made at the discretion of the City Manager or City Recorder or by the Board prior to their confirmation of the agenda.

6. No ordinance request by virtue of a recommendation from the Planning Commission will become an agenda item for that month's business, but shall become an agenda item for the following monthly meeting.

7. A Board request for preparation of a resolution must be made to the office of the City Manager not less than ten (10) days prior to the regular monthly meeting of the board.

RESOLVED this 18th day of February, 2010.

MAYOR

ATTEST:

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

FAILED

RESOLUTION NO. 10-002

AN EMERGENCY RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, REDUCING PERMIT FEES UNDER THE DULY ADOPTED ORDINANCES AND STANDARD CODES FOR STRUCTURES DAMAGED BY THE FLOOD OF MAY, 2010.

WHEREAS, the Town of Kingston Springs experienced flooding conditions on May 1-3, 2010, causing extensive damage to structures within the municipality; and

WHEREAS, the Town of Kingston Springs has declared an emergency status and has duly posted notices for an emergency meeting of the Board of Commissioners to enact certain measures related to the flooding which has occurred within the municipal limits; and

WHEREAS, the Town contracts with a duly certified building official for the Town to receive Fifty (50%) Percent of the permits issued; and

WHEREAS, the Board of Commissioners, for a period of six (6) months from the date of this resolution or until the adoption of a rescinding resolution, does believe it is in the best interest of the Town and its citizens to reduce the permit fees in the amount which the municipality would receive for those property structures damaged by flood waters.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows, to wit: all building permit fees for a period of six (6) months from date which shall be issued to remedy damages as of the flood of May, 2010, shall be reduced by Fifty (50%) Percent, effectively reducing the amount which would have otherwise been received under the standard codes and ordinances and resolutions of the Town.

This resolution shall take effect from and after the date of adoption and continue for six (6) months from date or until otherwise rescinded by similar resolution of the Board of Commissioners.

RESOLVED this 13th day of May, 2010.

JOHN MCLEROY, MAYOR

ATTEST:

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

FAILED

Commission address the fee's through motions and did not use this Resolution.

RESOLUTION NO. 10-003

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, FOR COMPLIANCE WITH TITLE VI OF THE CIVIL RIGHTS ACT OF 1964 TO BE DECLARED AS THE POLICY OF THE TOWN AND ADOPTION OF A POLICY MANUAL.

WHEREAS, historically, the Town of Kingston Springs has in all matters recognized that no person on the basis of race, color or national origin be excluded from participation in, denied the benefits of, or be subject to discrimination under any program or activity by virtue of the receipt of federal financial assistance; and

WHEREAS, to assure the receipt of any future grants or federal financial assistance, it is deemed necessary by the Board of Commissioners to formally recognize that all matters of city business be compliant with Title VI of the Civil Rights Act of 1964 and in order to reinforce said Act that the Town adopt the accompanying policy manual appended to this resolution.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that the Title VI of the Civil Rights Act of 1964,Compliance Manual of the Town of Kingston Springs is here and now adopted entirely by reference and as appended hereto. It is further resolved that it has been and is hereafter to be the policy of the Town of Kingston Springs, to wit: "It is the policy of the Town of Kingston Springs, Tennessee to ensure that no citizen shall, on the grounds of race, color or national origin, be excluded from participation in, be denied the benefits of, or be subject to discrimination under any program or activity receiving federal financial assistance".

This resolution shall take effect immediately upon passage.

RESOLVED this 17th day of June, 2010.

JOHN MCLEROY, MAYOR

ATTEST:

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION 10-004

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, PURSUANT TO THE KINGSTON SPRINGS MUNICIPAL CODE, AS ADOPTED UNDER ORDINANCE NO. 95-008, ESTABLISHING NEW USER RATES FOR ALL PERSONS UTILIZING THE CITY'S WASTEWATER TREATMENT FACILITIES AS AUTHORIZED IN TITLE 18, SECTION 114, KINGSTON SPRINGS MUNICIPAL CODE.

WHEREAS, the Town of Kingston Springs, Tennessee, by virtue of Ordinance No. 95-008, has adopted a codification of Ordinances known as the Kingston Springs Municipal Code; and

WHEREAS, it has come to the attention of the Board of Commissioners that the user rates for persons utilizing the city's wastewater treatment facilities should be modified, in accordance with local and state law; and

WHEREAS, the user rate and base rate calculations attached hereto on Exhibit "A" should become the user rates for wastewater treatment facilities effective with the August 2010 billing period,

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee as follows:

1. The user rate and base rate schedule attached hereto as Exhibit "A" shall hereafter become the user rates for all persons utilizing the city wastewater treatment facilities in accordance with title 18, Section 114, Kingston Springs Municipal Code.

RESOLVED, this 17th day of June, 2010.

MAYOR JOHN McLEROY

ATTEST:

DEBBIE K. FINCH, CITY RECORDER

ATTEST AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

TOWN OF KINGSTON SPRINGS, TENNESSEE
ANNUAL SEWER RATE INCREASE
RESOLUTION #: 10-004
JUNE 17, 2010

USAGE CATEGORIES	PRESENT RATE 2007 - 2008	3 % INCREASE 2010 - 2011
BASE	5.82	5.99
0 - 2,000 gallons	4.59	4.73
2,000 - 4,000 gallons	6.75	6.95
4,001 - 12,000 gallons	6.84	7.05
12,001 - 20,000	6.93	7.14
OVER 20,001 gallons	7.18	7.40

EXHIBIT "A"

June 18, 2010

To: Ms. Wanda Baker
Second South Cheatham Utility District

From: Laurie Cooper, City Manager
Town of Kingston Springs, Tennessee

Re: Sewer Rate Increase

The Board of Commissioners of the Town of Kingston Springs, Tennessee voted to increase the Town's Sewer rates by 3% in every category. Attached you will find a copy of the Resolution and the chart that reflects the new charges. Please apply rates with the next billing.

As always, thank you for your assistance. Please feel free to call me at 952-2110 if you have questions or need additional information.

Town of Kingston Springs
P. O. Box 256 • Kingston Springs, Tennessee 37082 • (615) 952-2110

RESOLUTION NO. 10-005

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, TO APPROVE APPLICABILITY OF T.C.A §67-5-603(d)

WHEREAS, *Tennessee Code Annotated,* Section 67-5-603(d), permits the municipal legislative body, in a county included in the FEMA declaration, to approve the applicability of that section so that property owners within the municipality affected by the flood of 2010 may make application to the assessor of property for prorated property assessment in accordance with the provisions of *Tennessee Code Annotated*, Section 67-5-603(d); and

WHEREAS, the annual assessment of an affected building or improvement in a county included in the FEMA declaration may be prorated as otherwise provided in *Tennessee Code Annotated*, Section 67-5-603(a) for: (1) the actual time the building or improvement is destroyed and not replaced, or (2) the actual time the building or improvement is substantially damaged, provided the total time the property is destroyed or damaged and not replaced or restored, exceeds thirty (30) days; and

WHEREAS, the owner must apply for this relief to the assessor of property by September 1, 2010, using a form approved by the Director of the State Division of Property Assessments;

NOW, THEREFORE, BE IT RESOLVED, by a two-thirds (2/3) vote of the Board of Commissioners of the Town of Kingston Springs, Tennessee legislative body, meeting in regular session on the 15th day of July, 2010, that:

SECTION 1. The applicability of *Tennessee Code Annotated,* Section 67-5-603(d) is approved.

SECTION 2. This resolution shall be effective upon its passage and approval, the public welfare requiring it.

SECTION 3. This Resolution shall expire on December 31, 2010.

RESOLVED this 15th day of July, 2010.

JOHN MCLEROY, MAYOR

ATTEST:

Debbie K. Finch

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION NO. 10-007

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, TO APPROVE APPLICABILITY OF T.C.A §67-5-606(c)

WHEREAS, *Tennessee Code Annotated,* Section 67-5-606(c), permits the municipal legislative body, in a county included in the FEMA declaration, to approve the applicability of that section so that property owners within the municipality affected by the flood of 2010 may make application to the assessor of property for prorated property assessment in accordance with the provisions of *Tennessee Code Annotated*, Section 67-5-606(c); and

WHEREAS, the annual assessment of an affected commercial industrial tangible personal property in a county included in the FEMA declaration may be prorated as otherwise provided in *Tennessee Code Annotated*, Section 67-5-606(c) for: the actual time the qualifying personal property is not replaced or restored by September 1, provided the total time the qualifying personal property is not replaced or restored, exceeds thirty (30) days; and

WHEREAS, the owner must apply for this relief to the assessor of property by September 1, 2010, using a form approved by the Director of the State Division of Property Assessments; and

WHEREAS, the owner must provide the assessor a listing of the destroyed, demolished or substantially damaged personal property for which the proration is sought.

NOW, THEREFORE, BE IT RESOLVED, by a two-thirds (2/3) vote of the Board of Commissioners of the Town of Kingston Springs, Tennessee legislative body, meeting in regular session on the 19th day of August, 2010, that:

SECTION 1. The applicability of *Tennessee Code Annotated,* Section 67-5-606(c) is approved.

SECTION 2. This resolution shall be effective upon its passage and approval, the public welfare requiring it.

SECTION 3. This Resolution shall expire on December 31, 2010.

RESOLVED this 19th day of August, 2010.

JOHN MCLEROY, MAYOR

ATTEST:

Debbie K. Finch

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION 10-008

AUTHORIZING THE TOWN OF KINGSTON SPRINGS TO PARTICIPATE IN THE TML RISK MANAGEMENT POOL"SAFETY PARTNERS" LOSS CONTROL MATCHING GRANT PROGRAM.

WHEREAS, the safety and well being of the employees of the Town of Kingston Springs, Tennesseeis of the greatest importance; and

WHEREAS, all efforts shall be made to provide a safe and hazard-free workplace for the Town of Kingston Springs employees; and

WHEREAS, the TML Risk Management Pool seeks to encourage the establishment of a safe workplace by offering a "Safety Partners" Loss Control Matching Grant Program; and

WHEREAS, the Town of Kingston Springs now seeks to participate in this important program.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONEERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE the following:

SECTION 1. That the Town of Kingston Springs, Tennessee is hereby authorized to submit application for a "Safety Partners" Loss Control Matching Grant through the TML Risk Management Pool.

SECTION 2. That the Town of of Kingston Springs, Tennessee is further authorized to provide a matching sum to serve as a match for any monies provided by this grant.

Resolved this 19th day of August in the year of 2010.

John McLeroy, Mayor

ATTEST:

Debbie Finch, City Recorder

APPROVED AS TO FORM AND LEGALITY:

Larry D. Craig, City Attorney

RESOLUTION #10-009

A RESOLUTION pursuant to the authority granted by section 6-54-111 of the Tennessee Code Annotated, and in accordance with the Internal Control and Compliance manual for Tennessee Municipalities authorizing appropriations for financial aid of the Mid-Cumberland Resource Agency, a nonprofit charitable or nonprofit civic organization whose services benefit the general welfare of the residents of this municipality.

WHEREAS, Mid-Cumberland Resource Agency is a nonprofit charitable or nonprofit civic organization whose year-round services benefit the general welfare of the residents of this municipality; and

WHEREAS, section 6-54-111 of Tennessee Code Annotated authorizes appropriation of funds for financial aid of such nonprofit charitable or nonprofit civic organizations; and

WHEREAS, the Internal Control and Compliance Manual for Tennessee Municipalities Title 4, Chapter 3, Section 1, requires that a special resolution be adopted for each such nonprofit charitable or nonprofit civic organization which is to receive such funds.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that:

Section 1. The Board of Commissioners may appropriate funds from time to time, in such amounts as is deemed proper, for the financial aid of Mid-Cumberland Resource Agency, a non-profit charitable or nonprofit civic organization whose year-round services benefit the general welfare of the residents of this municipality.

Section 2. Such funds appropriated by the municipality for use by Mid-Cumberland Resource Agency shall be spent for the following purposes:

1. Meals-on-Wheels Program for residents of the Town of Kingston Springs, TN for fiscal year 2010-11.

All such funds shall be used to promote the general welfare of the residents of this municipality.

Section 3. The Mid-Cumberland Resource Agency shall comply with all requirements of section 6-54-111 of Tennessee Code Annotated and Title 4, Chapter 3, Section 1 of the Internal Control and Compliance Manual for Tennessee Municipalities, particularly with regard to submission of an annual report of its business affairs and transactions and the proposed use of the municipal assistance.

Section 4. This resolution shall take effect upon its passage, the public welfare requiring it.

PASSED: 9-16-2010
Date

Mayor John McLeroy

ATTEST:

Debbie K. Finch

Debbie K. Finch, City Recorder

APPROVED AS TO FORM AND LEGALITY:

Larry D. Craig, City Attorney

RESOLUTION NO. 10-010

A RESOLUTION WITHDRAWING THE AUTHORITY GRANTED UNDER RESOLUTION NO. 10-006, JOINT RESOLUTION FOR GRANT APPLICATION, EFFECTIVELY REPEALING ACTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE.

WHEREAS, on July 15, 2010, the Board of Commissioners did pass Resolution No. 10-006, authorizing certain measures be undertaken to pursue a grant application for and on behalf of the municipality, a joint application with the Municipal Regional Planning Commission and others; and

WHEREAS, it appearing to the Board of Commissioners it is necessary and desirous to withdraw the authority and consent heretofore given under Resolution No. 10-006, effectively repealing all consents and authority granted in the joint application for grant submittal.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that Resolution No. 10-006 is here and now withdrawn in respect to any consents and grants of authority heretofore undertaken by the Board and said Resolution is effectively here and now repealed.

RESOLVED this 19th day of August, 2010.

JOHN MCLEROY, MAYOR

ATTEST:

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION NO. 10-011

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, COMMENDING ITS VOLUNTEER FIREFIGHTERS FOR THEIR SERVICES RENDERED IN THE NATURAL DISASTER OCCURRING IN MAY, 2010.

WHEREAS, the Town of Kingston Springs is fortunate to have a highly skilled volunteer firefighting force; and

WHEREAS, the volunteer firefighters of the Town of Kingston Springs Fire Department give unselfishly of their time to protect persons and property in the Town's fire district area; and

WHEREAS, the flooding experienced on May 1-2, 2010 was a natural disaster never experienced by this municipality; and

WHEREAS, it is fitting to recognize all of the Town's firefighters for their heroic service and countless hours of time rendered to our citizens during the flood and its aftermath.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Town of Kingston Springs, Tennessee do here and now officially commend each and every volunteer firefighter for their service to the municipality rendered during the natural disaster of May, 2010. It is further RESOLVED that the volunteer firefighters of the Town of Kingston Springs are truly an asset whose members give unselfishly to protect persons and property.

RESOLVED this 16th day of September, 2010.

JOHN MCLEROY, MAYOR

ATTEST:

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION NO. 10-012

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, TO RATIFY AMENDMENT TO THE CHEATHAM COUNTY COMPREHENSIVE GROWTH PLAN AS REQUESTED BY THE TOWN OF ASHLAND CITY, TENNESSEE FOR CERTAIN PARCELS TO HEREAFTER BECOME WITHIN THE URBAN GROWTH BOUNDARIES OF ASHLAND CITY.

WHEREAS, Cheatham County, Tennessee and its municipalities have heretofore approved the Cheatham County Comprehensive Growth Plan and that the coordinated committee has approved an amendment to the original growth plan; and

WHEREAS, it is necessary and desirous to ratify the amendment approved by the coordinating committee such that the urban growth boundaries for Ashland City, Tennessee be amended; and

WHEREAS, the coordinating committee approved the amendment to the initial growth plan and conducted public hearings on August 26, 2010 and April 29, 2010.

NOW, THEREFORE, BE IT RESOLVED, that the following exhibited parcels of property in Cheatham County, Tennessee, be approved to hereafter be included in the Town of Ashland City, Tennessee's urban growth boundaries pursuant to the Tennessee Code Annotated 6-5-101, et seq. In that there was no opposition when the proposed amendment was presented to public hearing, it is, therefore, resolved by the Town of Kingston Springs, Tennessee that the amendment for referenced parcels be ratified and hereafter be removed from the Cheatham County urban growth area and become a part of the urban growth boundaries of Ashland City, Tennessee.

RESOLVED this 16th day of September, 2010.

JOHN MCLEROY, MAYOR

ATTEST:

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

Exhibit to Town of Kingston Springs, Tennessee Resolution to Ratify and Amend the Cheatham County Comprehensive Growth Plan with the enumerated parcels below to be within the Urban Growth Boundaries of the Town of Ashland City, Tennessee, to wit:

Map 55, Parcel 30.00, owner M.Z. Pardue/Sam Balthrop
Map 49, Parcel 60.01, owner M.Z. Pardue/Sam Balthrop
Map 49, Parcel 61.00, owner John W. Melton
Map 49J, Parcel 8.00, owner Deerfield, Inc.
Map 49J, Parcel 21.00, owner William Lee Spann
Map 49, Parcel 7.00, owner Borum Family Properties, LP
Map 49J, Parcel 16.00, owner Jon Jason Wright
Map 49, Parcel 28.00, owner Michael G. Grasgow
Map 43, Parcel 10.00, owner Scott D. Brown
Map 43, Parcel 17.00, owner Clemmon O. and Harold Rediker
Map 43, Parcel 112.01, owner Marvin Wesley Smith
Map 43, Parcel 113.02, owner Tony L. Dunn
Map 43, Parcel 113.00, owner Doyle E. Moore, Jr.
Map 43, Parcel 113.01, owner Theodore Strevenson Jr. II
Map 43, Parcel 114.00, owner Stratton Family Properties
Map 49, Parcel 20.00, owner Bobby Dickerson
Map 43, Parcel 116.00, owner Bobby Dickerson
Map 50A, Parcel 3.00, owner Hidden Lake Resorts, LLC
Map 50A, Parcel 38.00, owner Hidden Lake Resorts, LLC
Map 50A, Parcel 1.00, owner Hidden Lake Resorts, LLC
Map 50A, Parcel 2.00, owner William R. Davidson
Map 50A, Parcel 4.00, owner Michael C. Cooper
Map 50A, Parcel 5.00, owner Hidden Lake Resorts, LLC
Map 50A, Parcel 6.00, owner Ellis O. Coggin
Map 50A, Parcel 7.00, owner Regal Homes, Inc.
Map 50A, Parcel 8.00, owner Regal Homes, Inc.
Map 50A, Parcel 9.00, owner Regal Homes, Inc.
Map 50A, Parcel 10.00, owner Mark A. Goolie
Map 50A, Parcel 11.00, owner Michael Tidwell
Map 50A, Parcel 38.00, owner Hidden Lake Resorts, LLC
Map 50A, Parcel 37.00, owner Regal Homes, Inc.
Map 50A, Parcel 36.00, owner Regal Homes, Inc.
Map 50A, Parcel 35.00, owner Donald R. McGee
Map 50A, Parcel 34.00, owner Hidden Lake Resorts, LLC
Map 50A, Parcel 33.00, owner Regal Homes, Inc.
Map 50A, Parcel 32.00, owner Erik L. Blemker
Map 50, Parcel 42.00, owner Dixie Land Co. Inc.
Map 63, Parcel 12.00, owner Kenneth R. Batick

RESOLUTION NO. 10-013

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, APPROVING AS AN INTERLOCAL AGREEMENT IN THE FORM OF A MEMORANDUM OF UNDERSTANDING BY AND BETWEEN DICKSON COUNTY, CHEATHAM COUNTY, HUMPHREYS COUNTY, THE CITY OF DICKSON AND THE TOWN OF KINGSTON SPRINGS, AUTHORIZING ITS CHIEF OF POLICE TO ENTER INTO SAID AGREEMENT FOR AND ON BEHALF OF THE TOWN FOR DRUG INTERDICTION CRIME ENFORCEMENT AND BE BOUND BY THE TERMS OF THE MEMORANDUM OF UNDERSTANDING.

WHEREAS, the Town of Kingston Springs, Tennessee has heretofore been a member of the cooperative group known as the Drug Interdiction Crime Enforcement Unit "D.I.C.E."; and

WHEREAS, the Board of Commissioners, as the legislative body of this municipality, does desire to enter into a memorandum of understanding with the jurisdiction being Cheatham County, Dickson County, Humphreys County and the City of Dickson to undertake the transport of illegal drugs and illegal drug funds being transported through the jurisdiction in order to protect the safety and welfare of the Town's citizens; and

WHEREAS, the cooperative group should enter into an interlocal agreement in the form of a memorandum of understanding to effectively carry out the cooperative interdiction effort.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that the Memorandum of Understanding, as attached hereto, is expressly approved by the Board of Commissioners, as the legislative body for the Town of Kingston Springs, as a cooperative group member of the Drug Interdiction Crime Enforcement Unit "D.I.C.E.", and shall hereafter upon full execution be bound by the terms of the Memorandum of Understanding. The approval by the legislative body expressly authorizes the Town's chief of police to execute the memorandum of understanding for this municipality.

RESOLVED this 16th day of September, 2010.

JOHN MCLEROY, MAYOR

ATTEST:

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

MEMORANDUM OF UNDERSTANDING

This memorandum of understanding ("MOU") is entered into by and among the chief law enforcement officer for each of the following counties and cities in the 23rd Judicial District of the State of Tennessee: Cheatham County, the City of Dickson, Dickson County, Humphreys County, and the Town of Kingston Springs. Collectively, the counties and cities named in the immediately preceding sentence are referred to herein as the "Cooperative Group", and the combined jurisdictions represented by the Cooperative Group are referred to herein as the "Interdiction Area". Each county and city identified herein as a part of the Cooperative Group is referred to herein as a "member" of the Cooperative Group.

WITNESSETH:

WHEREAS, each member of the Cooperative Group has access within the borders of its jurisdiction to Interstate 40;

WHEREAS, each member of the Cooperative Group is concerned about the volume of illegal drugs, and funds related to drug activity, that is being transported through its jurisdiction, and the harm that such activity poses to its citizens;

WHEREAS, the members of Cooperative Group have determined that they can best confront the transportation and sale of illegal drugs, and the funds generated from such activities, by joining together in a cooperative effort so as to leverage the resources among the Cooperate Group, and to provide unity of effort; and

WHEREAS, the Tennessee General Assembly has provide authority for such arrangements by public act to include, without limitation, the authority granted to counties and cities pursuant to T.C.A. § 12-9-101, et seq., known as the "Interlocal Cooperation Act."

NOW, THEREFORE, in consideration of the mutual agreements herein contained, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

1. The chief law enforcement officer for each member of the Cooperative Group will designate and dedicate one officer or deputy that is certified by the Peace Officer Standard Training ("POST") Commission to work full-time in drug interdiction in cooperation with the representatives appointed by the chief law enforcement officer for the other members of the Cooperative Group. The group of officers and deputies assigned to work in this cooperative effort is referred to herein as the "Drug Interdiction Crime Enforcement Unit" or "D.I.C.E.".

2. The chief law enforcement officer for each member of the Cooperative Group will supply its assigned officer or deputy a vehicle equipped for law enforcement use with such vehicle to be used by the member's designee throughout the Interdiction Area.

3. The chief law enforcement officer for each member of the Cooperative Group will provide to its assigned officer or deputy all other equipment, tools, uniforms, fuel, training, etc., needed by that officer or deputy to perform his or her duties.

4. As the officers or deputies from the various law enforcement agencies of the Cooperative Group carry out drug interdiction work throughout the Interdiction Area, they will be supervised by, and answer to, the chief law enforcement officer of the jurisdiction in which they are working at any given time. Initially, and until otherwise agreed by and among all of the members of the Cooperative Group,

shifts, work schedules and job assignments of the officers and deputies assigned to D.I.C.E. will be made by Detective Bryan Johnson of the Dickson County Sheriff's Office and Detective Ron Hobson of the Dickson Police Department, or as otherwise agreed upon from time to time by the members of the Cooperative Group. Detectives Johnson and Hobson, or their future replacements, are referred to herein as the "D.I.C.E. Supervisors".

5. The chief law enforcement officer for each member of the Cooperative Group will deputize and commission the officers and deputies designated by the other members of the Cooperative Group to work as part of D.I.C.E. so as to authorize all members of D.I.C.E. to perform drug interdiction services throughout the Interdiction Area.

6. Without regard to where any officer or deputy may be working within the Interdiction Area at any given time, it is agreed that each member of the Cooperative Group shall continue to be responsible for any liability or claim pertaining to, arising from, or related to, the activities of its own officer or deputy. In other words, if an officer or deputy from one jurisdiction working in another jurisdiction is injured, injures another, or is alleged to have violated the rights of some individual, then the jurisdiction by which the officer or deputy is employed shall be responsible for the actions or inaction of its own officer or deputy.

7. Seizures of drugs, property, and/or cash will be processed through and by the jurisdiction in which the seizure takes place, and each member of D.I.C.E. will be available to participate as necessary with regard to any criminal or administrative proceeding arising out of actions taken by D.I.C.E.

8. When a seizure is made by D.I.C.E., immediate notification shall be made to the D.I.C.E. Supervisors, and a detailed report shall be written by the officer or deputy making the seizure. All reports will include statements, citations, photographs, receipts, etc. All incident reports and property seizures will be delivered to one of the D.I.C.E. Supervisors. No information shall be released to the media without D.I.C.E. Supervisor approval provided, however, that the chief law enforcement officer for each member of the Cooperative Group shall be permitted to disclose information as he or she deems appropriate as to seizures taking place in his or her jurisdiction.

9. Fines, forfeitures, and proceeds realized from the seizure of property by D.I.C.E. will be divided equally among the members of the Cooperative Group. The equal division will apply without regard to the location where the seizure takes place, and without regard to the specific officers or deputies involved in the particular seizure.

10. Each member of the Cooperative Group will follow all laws, rules, regulations, and procedures required of them in the handling, reporting, and disposition of seized drugs, property, and funds to include, without limitation, complying with any requirements established by the Comptroller's Office for the State of Tennessee.

11. All cases made by D.I.C.E. will be separately tracked from those otherwise handled by the various law enforcement agencies of the Cooperative Group, and each member of the Cooperative Group agrees to make available to all other members its books, records, and files relating in any way to the matters covered by this Agreement.

12. Any fines, forfeitures, and proceeds realized by a member of the Cooperative Group from law enforcement activities of its other officers and deputies, and that do not involve the assistance or work of D.I.C.E., will be handled and processed by that member of the Cooperative Group separate and apart from the terms of this MOU.

13. Any member of the Cooperative Group may terminate its participation in the cooperative effort described in this MOU by giving written notice to all other members. Likewise, the members of the Cooperative Group may terminate this Agreement as to one or more members by giving written notice to the member(s) whose participation is being terminated. The written notice described in the immediately preceding sentence shall be signed by the chief law enforcement officer for each and every member of the Cooperative Group, excluding the chief law enforcement officer for the member whose participation is being terminated. Upon the expulsion of a member by the remaining members of the Cooperative Group, the remaining members shall continue to be bound by, and operate pursuant to, the terms of this Agreement with the distribution of funds described in paragraph 9 above to then be divided equally among the remaining members. The expulsion of a member may be for or without cause, and the decision to terminate a member's participation shall be made by the chief law enforcement officers of *all* members of the Cooperative Group (excluding the chief law enforcement officer for the member whose participation is being terminated), and the decision by the chief law enforcement officers of the remaining members to terminate another member's participation shall not require any action by the legislative bodies of the remaining members. The decision is entirely in the discretion of the chief law enforcement officers of the remaining members.

Any other provision contained herein to the contrary notwithstanding, if a seizure is made by the Cooperative Group within thirty (30) days following the expulsion of a member from the group, then the member whose participation was terminated within such thirty (30) day period shall continue to share in the fines, forfeitures, and proceeds from such seizure if, and only if, the terminated member can demonstrate that it materially and substantially participated in the investigation and work leading to the seizure. The terminated member shall not share in any fines, forfeitures, or proceeds from any seizures taking place after thirty (30) days from the date notice to the termination was delivered to the terminated member. Likewise, if a member whose participation in the group has been terminated makes a seizure within thirty (30) days following notice of termination, the fines, forfeitures, and proceeds from such seizure shall continue to be divided equally among the members of the Cooperate Group unless the terminating member can establish that D.I.C.E. had no involvement with any aspect of the seizure or investigation of same. This provision is designed to prevent any member from terminating this MOU, and then acting on information derived from the efforts of others to its sole advantage.

14. All of the terms, conditions, covenants, agreements, warranties and representations contained herein not fully performed by any party hereto upon any termination or expiration of this MOU shall survive such termination or expiration to include, without limitation, a terminating member's obligation to share fines, forfeitures, and proceeds as described in paragraph 13 above.

15. This MOU is subject to the approval of the legislative body for each member of the Cooperative Group, and shall be approved by each legislative body for the purpose of authorizing the appropriation and distribution of fines, forfeitures, and proceeds among the various members as described hereinabove. Each member of the Cooperative Group shall provide to all other members proof that this MOU has been approved by its legislative body. If any member of the Cooperative Group fails to obtain legislative approval of this MOU within forty-five (45) days following the date that the first member of the Cooperative Group obtains legislative body approval, then such member shall cease to share in fines, forfeitures, and proceeds from seizures (even if such member has participated in D.I.C.E.) until such time as legislative body approval is obtained.

16. This MOU embodies the entire agreement and understanding of the parties related to its subject matter and supersedes all prior proposals, understandings, agreements, correspondence, arrangements and contemporaneous oral agreements relating to the subject matter of this Agreement. No representation, promise, inducement or statement of intention has been made by any party which has not

been embodied in this MOU. This MOU may be modified only by a written instrument signed by the parties hereto, and approved by the legislative body for each member of the Cooperative Group.

IN WITNESS WHEREOF, the chief law enforcement officer for each member of the Cooperative Group has executed this MOU to be effective as of the date of the last officer to sign below.

CHEATHAM COUNTY:

By: _____
_____, Sheriff

Date: _____

CITY OF DICKSON:

By: _____
_____, Chief of Police

Date: _____

DICKSON COUNTY:

By: _____
_____, Sheriff

Date: _____

HUMPHREYS COUNTY:

By: _____
_____, Sheriff

Date: _____

TOWN OF KINGSTON SPRINGS:

By: _____
_____, Chief of Police

Date: _____

RESOLUTION # 10-014

WHEREAS, Cheatham Vision was developed to create a comprehensive economic development plan for Cheatham County, Ashland City, Kingston Springs, Pegram and Pleasant View, hereafter referred to as "community", to meet the needs and challenges of the evolving economic environment and to create opportunities for sustained growth; and

WHEREAS, in order to create an atmosphere of community wide support needed to create a successful economic plan; and

WHEREAS, all communities are interested in protecting our natural resources, quality and way of life; and

WHEREAS, the Joint Economic and Community Development Board, the Cheatham County Chamber of Commerce, and the Cheatham County Commission have adopted the five initiatives of Cheatham Vision as their economic development platform; and

WHEREAS, the Cheatham Vision plan includes county wide goals in promoting economic growth and a plan to accomplish those goals; and

WHEREAS, Cheatham Vision addresses county-wide goals pertaining to education/workforce development, retail attraction, tourism, retiree attraction, and industrial development; and

WHEREAS, the Honorable David McCullough, Mayor of Cheatham County, has asked that all communities pass a resolution in support of Cheatham Vision;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Town of Kingston Springs, Tennessee, meeting in regular session, that:

The Board of Commissioners of the Town of Kingston Springs, Tennessee endorses the initiatives of the Cheatham Vision Economic Development Plan.

Ordained this 18th day of November, 2010.

John McLeroy, Mayor

ATTEST:

Debbie K. Finch, City Recorder

APPROVED AS TO FORM AND LEGALITY:

Larry D. Craig, City Attorney

RESOLUTION 10-015

A RESOLUTION AUTHORIZING THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE TO ADOPT THE CHEATHAM COUNTY MITIGATION PLAN OF 2010.

WHEREAS, the safety and well being of the citizens of the Town of Kingston Springs is of the greatest importance; and

WHEREAS, all efforts shall be made to provide a safe community for the Town of Kingston Springs residents; and

WHEREAS, the emergency services of the County and the Towns have worked together to develop and effective multi-jurisdictional emergency mitigation plan; and

WHEREAS, an approved plan is required to participate in federal emergency and mitigation funding;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE the following:

> The Town of Kingston Springs, Tennessee hereby adopts the comprehensive, multi-jurisdictional Cheatham County Mitigation Plan of 2010 as its official plan.

Resolved this 18th day of November, 2010.

Mayor John McLeroy

Attest:

Debbie K. Finch, City Recorder

Attest as to form and legality:

Larry D. Craig, City Attorney

RESOLUTION NO. 11-001

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, DECLARING ITS PARTICIPATION IN NATIONAL VOLUNTEER WEEK APRIL 10 - 16, 2011, TO BE CELEBRATED IN THE TOWN OF KINGSTON SPRINGS, TENNESSEE AND FOR A PROCLAMATION TO ISSUE IN RECOGNITION OF ALL VOLUNTEERS TO BE PRESENTED AT L.L. BURNS PARK ON APRIL 17, 2011.

WHEREAS, National Volunteer Week 2011 will take place April 10 - 16, 2011, which is the 38th Annual National Volunteer Week; and

WHEREAS, the Board of Commissioners does desire to participate in this annual event to recognize all volunteers who tirelessly share their time and talent by volunteer efforts.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that this municipality will participate in National Volunteer Week to recognize and honor all volunteers and do hereby declare the participation of this municipality April 10 - 16, 2011, as National Volunteer Week, culminating in a community gathering on April 17, 2011 at L.L. Burns Park as the Town of Kingston Springs joins in "Celebrating People in Action", with a proclamation to issue.

RESOLVED this 17th day of March, 2011.

JOHN MCLEROY, MAYOR

ATTEST:

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION NO. 11-002

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, ENCOURAGING AND SUPPORTING THAT STATE ROUTE 249 BE IMPROVED.

WHEREAS, State Route 249 (East Kingston Springs Rd.) within the Town of Kingston Springs has partially been improved with four lanes of travel, a turn lane and appurtenant drainage improvements, curb and gutter; and

WHEREAS, to further improve the flow of traffic and to protect the safety of our citizens and all other persons traveling said roadway, priority should be given to extend the existing improvements to connect with U.S. Highway 70.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that this resolution be forwarded to our State Representative, Phillip Johnson, and State Senator, Tim Barnes, encouraging that the Department of Transportation perform all necessary due diligence in order to improve State Route 249 to further provide for the safety and welfare of our citizens and those other persons who travel said route, with this municipality to lend its support of said highway improvement project.

RESOLVED this 17th day of March, 2011.

JOHN MCLEROY, MAYOR

ATTEST:

Debbie K Finch

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION NO. 11-002

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, ENCOURAGING AND SUPPORTING THAT STATE ROUTE 249 BE IMPROVED.

WHEREAS, State Route 249 (East Kingston Springs Rd.) within the Town of Kingston Springs has partially been improved with four lanes of travel, a turn lane and appurtenant drainage improvements, curb and gutter; and

WHEREAS, to further improve the flow of traffic and to protect the safety of our citizens and all other persons traveling said roadway, priority should be given to extend the existing improvements to connect with U.S. Highway 70.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that this resolution be forwarded to our State Representative, Phillip Johnson, and State Senator, Tim Barnes, encouraging that the Department of Transportation perform all necessary due diligence in order to improve State Route 249 to further provide for the safety and welfare of our citizens and those other persons who travel said route, with this municipality to lend its support of said highway improvement project.

RESOLVED this 17th day of March, 2011.

JOHN MCLEROY, MAYOR

ATTEST:

Debbie K. Finch

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION 11-003

A RESOLUTION AUTHORIZING THE EMPLOYEES OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE AND THEIR INSURED SPOUSE TO PARTICIPATE IN THE TOWN'S EMPLOYEE INSURANCE GROUP INSURANCE PLAN UPON RETIREMENT FROM THE TOWN AFTER A MINIMUM OF 20 YEARS SERVICE.

WHEREAS, the health of the employees of the Town of Kingston Springs is of great importance to the Town; and

WHEREAS, retiring employees have given a minimum of 20 years of loyal service to the Town; and

WHEREAS, the Town has the ability to extend its insurance program to retiring employees under the insurance plan until the employee is qualified for Federal retirement insurance benefits such as Medicare at no expense to the Town; and

WHEREAS, the Town of Kingston Springs now seeks to participate in this important program.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE the following:

> That employees with a minimum of 20 years of service to the Town of Kingston Springs, Tennessee and their insured spouse may remain eligible to participate in the Town's group insurance policy for health benefits at the full expense of the employee following the employee's retirement.

Resolved this 21stth day of April, 2011.

Mayor John McLeroy

Attest:

Debbie K. Finch, City Recorder

Attest as to form and legality:

Larry D. Craig, City Attorney

RESOLUTION 11-003

A RESOLUTION AUTHORIZING THE EMPLOYEES OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE AND THEIR INSURED SPOUSE TO PARTICIPATE IN THE TOWN'S EMPLOYEE INSURANCE GROUP INSURANCE PLAN UPON RETIREMENT FROM THE TOWN AFTER A MINIMUM OF 20 YEARS SERVICE.

WHEREAS, the health of the employees of the Town of Kingston Springs is of great importance to the Town; and

WHEREAS, retiring employees have given a minimum of 20 years of loyal service to the Town; and

WHEREAS, the Town has the ability to extend its insurance program to retiring employees under the insurance plan until the employee is qualified for Federal retirement insurance benefits such as Medicare at no expense to the Town; and

WHEREAS, the Town of Kingston Springs now seeks to participate in this important program.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE the following:

> That employees with a minimum of 20 years of service to the Town of Kingston Springs, Tennessee and their insured spouse may remain eligible to participate in the Town's group insurance policy for health benefits at the full expense of the employee following the employee's retirement.

Resolved this 21stth day of April, 2011.

Mayor John McLeroy

Attest:

Debbie K. Finch, City Recorder

Attest as to form and legality:

Larry D. Craig, City Attorney

RESOLUTION NO. 11-004

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING ITS MAYOR TO EXECUTE A PERMANENT EASEMENT UNTO SECOND SOUTH CHEATHAM UTILITY DISTRICT, A MUNICIPAL CORPORATION, UPON OWNED RIGHT-OF-WAY OF THE TOWN FOR PLACEMENT OF WATER UTILITY FACILITIES.

WHEREAS, in conjunction with the rebuilding of Turnbull Creek bridge, the Town of Kingston Springs did obtain that certain right-of-way deed and public utility easement consisting of .822 acres and 0.224 acres, respectively, as is evidenced by the deed of record in Deed Book 314, Page 813, Register's Office for Cheatham County, Tennessee; and

WHEREAS, Second South Cheatham Utility District seeks to improve its potable water facilities by the construction of a new raw water intake and transmission lines thereto and therefrom and has requested of the Town it be granted a 0.310 acre easement in order to place and construct said facilities; and

WHEREAS, the Town has researched the applicable owned right-of-way and determined the grant of the proposed permanent easement to the Utility District will not impair the Town's future use for roadway purposes so long as the easement granted is subject to the future rights of the Town to extend any other public utilities upon the easement to be granted and the Utility District shall pay the costs and expense incidental to the grant of the permanent easement.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Town of Kingston Springs, Tennessee, to wit:

1. That the Mayor of the municipality is here and now authorized to execute a permanent easement unto Second South Cheatham Utility District consisting of 0.310 acres lying north of West Kingston Springs Road and east of Turnbull Creek as more particularly described in the grant of permanent easement which reserves the municipality's right to extend any other public utilities thereupon in the future.

2. Second South Cheatham Utility District has agreed that all cost and expense incidental to this Resolution and the grant of the easement, as aforesaid, will be at no cost to the Town.

RESOLVED this 16th day of June, 2011.

JOHN MCLEROY, MAYOR

ATTEST:

Debbie K. Finch

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

THIS INSTRUMENT PREPARED BY: LARRY D. CRAIG, ATTORNEY AT LAW, 305 FOURTEENTH AVENUE, NORTH, NASHVILLE, TENNESSEE 37203

GRANT OF PERMANENT EASEMENT FROM TOWN OF KINGSTON SPRINGS, TENNESSEE TO SECOND SOUTH CHEATHAM UTILITY DISTRICT

This grant of permanent easement made on this the _____ day of June, 2011, by and through the duly authorized Mayor of the Town of Kingston Springs, Tennessee, hereinafter "Town", unto Second South Cheatham Utility District, a municipal corporation and body politic, which has a mailing address of P.O. Box 6, Kingston Springs, Tennessee 37082, hereinafter "District", its successors and assigns, the following permanent easement situated upon owned right of way, described by written legal description attached hereto as Exhibit "A" and graphically on Exhibit "B", attached hereto and incorporated by reference herein.

The easement being conveyed was heretofore acquired by the Town of Kingston Springs, Tennessee for roadway right-of-way and public utility purposes by that certain right-of-way deed of record in Book 314, Page 813, Register's Office for Cheatham County, Tennessee and is grant by this instrument is a portion thereof.

The grant of this permanent easement unto Second South Cheatham Utility District is permanent and perpetual for the installation of raw water intake facilities, structures and water lines necessary and incidental thereto for its project to establish a raw water intake from Turnbull Creek. The grant of permanent easement upon the portion of the right-of-way heretofore acquired by the Town is expressly subject to the Town's right to extend any other public utility thereupon or through in the future. The grant of the easement is further subject to the obligation of the District to keep and maintain the described easement area at its sole and separate expense.

The undersigned Mayor of the Town was duly authorized by the Town's Resolution No. 11-004, to enter into and execute this instrument.

The undersigned duly authorized governmental office has hereunto set his hand on this the 16th day of June, 2011.

TOWN OF KINGSTON SPRINGS, TENNESSEE

BY: _____

JOHN MCLEROY, MAYOR

STATE OF TENNESSEE
COUNTY OF CHEATHAM

Before me, a Notary Public in and for said County and State, personally appeared John McLeroy, with whom I am personally acquainted, (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged himself to be the Mayor of the Town of Kingston Springs, Tennessee, and that he, as such Mayor, executed the foregoing instrument for the purposes therein contained, by signing the name of the Town by himself as Mayor.

Witness my hand and official seal at Kingston Springs, Tennessee, this 16th day of June, 2011.

Debbie K. Finch
NOTARY PUBLIC

My Commission Expires: 2-14-2012

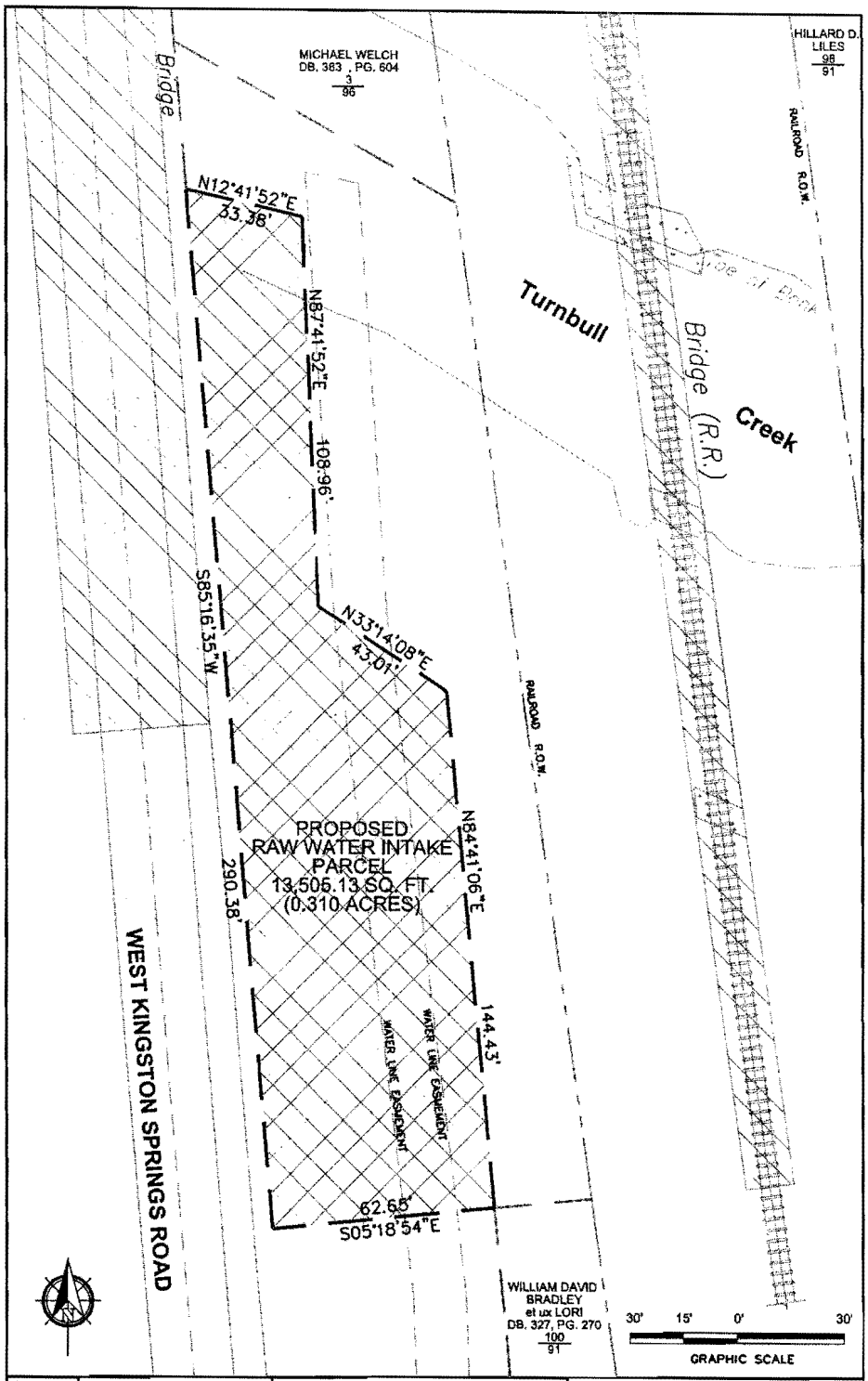
DEBBIE K. FINCH
NOTARY PUBLIC AT LARGE
CHEATHAM COUNTY, TN

Exhibit "A"-LEGAL DESCRIPTION

PERMANENT EASEMENT DESCRIPTION FROM TOWN OF KINGSTON SPRINGS TO SECOND SOUTH CHEATHAM UTILITY DISTRICT

Beginning at a point in the northern right-of-way of Kingston Springs Road, said point being 149.35 feet west of the eastern edge of the Turnbull Creek Bridge; thence North 12 degrees 41 minutes 52 seconds East a distance of 33.38 feet; thence North 87 degrees 41 minutes 52 seconds East a distance of 108.96 feet; thence North 33 degrees 14 minutes 8 seconds East a distance of 43.01 feet; thence North 84 degrees 41 minutes 6 seconds East a distance of 144.83 feet; thence South 5 degrees 18 minutes 54 seconds East a distance of 62.65 feet; thence following the northern right-of-way of Kingston Springs Road South 85 degrees 16 minutes 35 seconds West a distance of 290.38 feet to the point of beginning, containing 0.31 acres more or less.

Exhibit "B" follows this page graphically depicting the written legal description and location thereof.



JAMES C. HAILEY & COMPANY
Consulting Engineers

SECOND SOUTH CHEATHAM COUNTY
UTILITY DISTRICT
Cheatham County, Tennessee

RAW WATER INTAKE
PARCEL DELINATION

RESOLUTION 11-005

AUTHORIZING THE TOWN OF KINGSTON SPRINGS TO PARTICIPATE IN THE TML RISK MANAGEMENT POOL"SAFETY PARTNERS" LOSS CONTROL MATCHING GRANT PROGRAM.

WHEREAS, the safety and well being of the employees of the Town of Kingston Springs, Tennesseeis of the greatest importance; and

WHEREAS, all efforts shall be made to provide a safe and hazard-free workplace for the Town of Kingston Springs employees; and

WHEREAS, the TML Risk Management Pool seeks to encourage the establishment of a safe workplace by offering a "Safety Partners" Loss Control Matching Grant Program; and

WHEREAS, the Town of Kingston Springs now seeks to participate in this important program.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONEERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE the following:

SECTION 1. That the Town of Kingston Springs, Tennessee is hereby authorized to submit application for a "Safety Partners" Loss Control Matching Grant through the TML Risk Management Pool.

SECTION 2. That the Town of of Kingston Springs, Tennessee is further authorized to provide a matching sum to serve as a match for any monies provided by this grant.

Resolved this 21st day of July in the year of 2011.

John McLeroy, Mayor

ATTEST:

Debbie Finch, City Recorder

APPROVED AS TO FORM AND LEGALITY:

Larry D. Craig, City Attorney

RESOLUTION #11-006

A RESOLUTION pursuant to the authority granted by section 6-54-111 of the Tennessee Code Annotated, and in accordance with the Internal Control and Compliance manual for Tennessee Municipalities authorizing appropriations for financial aid of the Mid-Cumberland Resource Agency, a nonprofit charitable or nonprofit civic organization whose services benefit the general welfare of the residents of this municipality.

WHEREAS, Mid-Cumberland Resource Agency is a nonprofit charitable or nonprofit civic organization whose year-round services benefit the general welfare of the residents of this municipality; and

WHEREAS, section 6-54-111 of Tennessee Code Annotated authorizes appropriation of funds for financial aid of such nonprofit charitable or nonprofit civic organizations; and

WHEREAS, the Internal Control and Compliance Manual for Tennessee Municipalities Title 4, Chapter 3, Section 1, requires that a special resolution be adopted for each such nonprofit charitable or nonprofit civic organization which is to receive such funds.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that:

Section 1. The Board of Commissioners may appropriate funds from time to time, in such amounts as is deemed proper, for the financial aid of Mid-Cumberland Resource Agency, a non-profit charitable or nonprofit civic organization whose year-round services benefit the general welfare of the residents of this municipality.

Section 2. Such funds appropriated by the municipality for use by Mid-Cumberland Resource Agency shall be spent for the following purposes:

1. Meals-on-Wheels Program for residents of the Town of Kingston Springs, TN for fiscal year 2010-11.

All such funds shall be used to promote the general welfare of the residents of this municipality.

Section 3. The Mid-Cumberland Resource Agency shall comply with all requirements of section 6-54-111 of Tennessee Code Annotated and Title 4, Chapter 3, Section 1 of the Internal Control and Compliance Manual for Tennessee Municipalities, particularly with regard to submission of an annual report of its business affairs and transactions and the proposed use of the municipal assistance.

Section 4. This resolution shall take effect upon its passage, the public welfare requiring it.

PASSED on July 21, 2011.

Mayor John McLeroy

ATTEST:

Debbie K. Finch

Debbie K. Finch, City Recorder

APPROVED AS TO FORM AND LEGALITY:

Larry D. Craig, City Attorney

Resolution No. 11-007

General Fund – Fund Balance Policy

The Town of Kingston Springs hereby establishes and will maintain a fund balance policy as defined herein in accordance with Governmental Accounting Standards Board Statement No. 54 Fund Balance Reporting and Governmental Fund Type Definitions. This Policy shall apply to the City's General Fund and all governmental funds.

The Fund Balance Policy is intended to provide guidelines during the preparation and execution of the annual budget to ensure that sufficient reserves are maintained for unanticipated expenditures or revenue shortfalls. It also is intended to preserve flexibility throughout the fiscal year to make adjustments in funding for programs approved in connection with the annual budget. The Fund Balance Policy should be established based upon a long-term perspective recognizing that stated thresholds are considered minimum balances. The main objective of establishing and maintain a Fund Balance Policy is for the city to be in a strong fiscal position that will allow for better position to weather negative economic trends.

The Fund Balance consists of five categories:

Non-spendable, Restricted, Committed, Assigned, and Unassigned.

- **Non-spendable Fund Balance** consists of funds that cannot be spent due to their form (e.g. inventories and pre-paids) or funds that legally or contractually must be maintained intact.

- **Restricted Fund Balance** consists of funds that are mandated for a specific purpose by external parties, constitutional provisions or enabling legislation.

- **Committed Fund Balance** consists of funds that are set aside for a specific purpose by the city's highest level of decision making authority (council). Formal action must be taken prior to the end of the fiscal year. The same formal action must be taken to remove or change the limitations placed on the funds.

- **Assigned Fund Balance** consists of funds that are set aside with the intent to be used for a specific purpose by the city's highest level of decision making authority or a body or official that has been given the authority to assign funds. Assigned funds cannot cause a deficit in unassigned fund balances.

- **Unassigned Fund Balance** consists of excess funds that have not been classified in the previous four categories. All funds in this category are considered spendable resources. This category also provides the resources necessary to meet unexpected expenditures and revenue shortfalls.

ORDER OF USE OF RESTRICTED AND UNRESTRICTED FUNDS

When both restricted and unrestricted funds are available for expenditure, restricted funds should be spent first unless legal requirements disallow it.

When committed, assigned and unassigned funds are available for expenditure, committed funds should be spent first, assigned funds second and unassigned funds last.

Resolution No. 11-007

AUTHORITY TO COMMIT FUNDS

The town's governing body has the authority to set aside funds for a specific purpose. Any funds set aside as committed fund balance requires the passage of a resolution by a simple majority vote. The passage of a resolution must take place prior to June 30 of the applicable fiscal year. If the actual amount of the commitment is not available by June 30, the resolution must state the process or formula necessary to calculate the actual amount as soon as information is available. In the event the governing body wishes to lift the committed status of funds so that they may be used for general purposes, a formal action equal to that which originally committed the funds must be taken.

AUTHORITY TO ASSIGN FUNDS

Upon passage of the fund balance policy, authority is given to the town's recorder to assign funds for specific purposes. Any funds set aside as assigned fund balance must be reported to the town's governing body at their next regular meeting and recorded in the minutes. The governing body has the authority to remove or change the assignment of the funds with a simple majority vote.

The town's governing body has the authority to set aside funds for the intended use of a specific purpose. Any funds set aside as assigned fund balance requires a simple majority vote and must be recorded in the minutes. The same action is required to change or remove the assignment.

ANNUAL REVIEW AND DETERMINATION OF FUND BALANCE RESERVE AMOUNT

Compliance with the provisions of this policy shall be reviewed as part of the annual budget adoption process and amounts of the level of unassigned fund balances in the general fund.

Approved by the Town of Kingston Springs Legislative Body 8-18-2011

Mayor John McLeroy

ATTEST:

Debbie K. Finch

Debbie K. Finch, City Recorder

APPROVED AS TO FORM AND LEGALITY:

Larry D. Craig, City Attorney

STATE OF TENNESSEE
COMPTROLLER OF THE TREASURY
OFFICE OF STATE AND LOCAL FINANCE
SUITE 1600 JAMES K. POLK STATE OFFICE BUILDING
505 DEADERICK STREET
NASHVILLE, TENNESSEE 37243-1402
PHONE (615) 401-7872
FAX (615) 741-5986

January 10, 2012

Mr. John McLeroy, Mayor
City of Kingston Springs
396 Spring Street
P. O. Box 256
Kingston Springs, TN 37082

Dear Mayor McLeroy:

This letter acknowledges receipt of a copy of the City of Kingston Springs's Debt Management Policy.

Thank you for sending the City's policy to this Office. Future interactions with the Office will require a copy of the policy to be included with a submitted request for approval or report. Please review your policy periodically and before considering the issuance of debt. As a part of any transition for newly elected officials, we recommend that the debt policy be reviewed. If the District amends the policy, you may send a copy of the amended policy to this Office. Should there be any questions, please do not hesitate to call us.

Sincerely,

Ronald H. Queen
Manager of Local Finance

RESOLUTION 11-008

Town of Kingston Springs, TN Debt Policy

The purpose of this debt policy is to establish a set of parameters by which debt obligations will be undertaken by the Town of Kingston Springs TN. This policy reinforces the commitment of the Town and its officials to manage the financial affairs of the Town so as to minimize risk, avoid conflicts of interest and ensure transparency while still meeting the capital needs of the Town. A debt management policy signals to the public and the rating agencies that the Town is using a disciplined and defined approach to financing capital needs and fulfills the requirements of the State of Tennessee regarding the adoption of a debt management policy.

The goal of this policy is to assist decision makers in planning, issuing and managing debt obligations by providing clear direction as to the steps, substance and outcomes desired. In addition, greater stability over the long-term will be generated by the use of consistent guidelines in issuing debt.

Definition of Debt: All obligations of the Town to repay, with or without interest, in installments and/or at a later date, some amount of money utilized for the purchase, construction, or operation of Town resources. This includes but is not limited to notes, bond issues, capital leases, and loans of any type (*whether from an outside source such as a bank or from another internal fund*).

Approval of Debt: Bond anticipation notes, capital outlay notes, grant anticipation notes, and tax and revenue anticipation notes will be submitted to the State of Tennessee Comptroller's Office and the City Commission prior to issuance or entering into the obligation. A plan for refunding debt issues will also be submitted to the Comptroller's Office prior to issuance. Capital or equipment leases may be entered into by the City Commission; however, details on the lease agreement will be forwarded to the Comptroller's Office on the specified form within 45 days.

Transparency:

- The Town shall comply with legal requirements for notice and for public meetings related to debt issuance.
- All notices shall be posted in the customary and required posting locations, including as required local newspapers, bulletin boards, and websites.
- All costs (including principal, interest, issuance, continuing, and one-time) shall be clearly presented and disclosed to the citizens, City Commission, and other stakeholders in a timely manner.
- The terms and life of each debt issue shall be clearly presented and disclosed to the citizens/members, City Commission, and other stakeholders in a timely manner.
- A debt service schedule outlining the rate of retirement for the principal amount shall be clearly presented and disclosed to the citizens/members, City Commission and other stakeholders in a timely manner.

Role of Debt:

- Long-term debt shall not be used to finance current operations. Long-term debt may be used for capital purchases or construction identified through the capital improvement, regional development, transportation, or master process or plan. Short-term debt may be used for certain projects and equipment financing as well as for operational borrowing; however, the Town will minimize the use of short-term cash flow borrowings by maintaining adequate working capital and close budget management.
- In accordance with Generally Accepted Accounting Principles and state law,
    1. The maturity of the underlying debt will not be more than the useful life of the assets purchased or built with the debt, not to exceed 30 years; however, an exception may be made with respect to federally sponsored

loans, provided such an exception is consistent with law and accepted practices.

2. Debt issued for operating expenses must be repaid within the same fiscal year of issuance or incurrence.

Types and Limits of Debt:

- The Town will seek to limit total outstanding debt service obligations to 23% of general fund annual revenues excluding overlapping debt, enterprise debt, and revenue debt.
- The limitation on total outstanding debt must be reviewed prior to the issuance of any new debt.
- The Town's total outstanding debt obligation will be monitored and reported to the City Commission by the City Recorder during the annual budget process. The City Recorder shall monitor the maturities and terms and conditions of all obligations to ensure compliance. The City Recorder shall also report to the City Commission any matter that adversely affects the credit or financial integrity of the Town.
- The Town is authorized to issue General Obligation bonds, Revenue bonds, TIFs, loans, notes and other debt allowed by law
- The Town will seek to structure debt with level or declining debt service payments over the life of each individual bond issue or loan.
- As a rule, the Town will not backload, use "wrap-around" techniques, balloon payments or other exotic formats to pursue the financing of projects. When refunding opportunities, natural disasters, other non-general fund revenues, or other external factors occur, the Town may utilize non-level debt methods. However, the use of such methods must be thoroughly discussed in a public meeting and the mayor and governing body must determine such use is justified and in the best interest of the Town.
- The Town may use capital leases to finance short-term projects.
- Bonds backed with a general obligations pledge often have lower interest rates than revenue bonds. The Town may use its General Obligation pledge with revenue bond issues when the populations served by the revenue bond projects overlap or significantly are the same as the property tax base of the Town. The City Commission and management are committed to maintaining rates and fee structures of revenue supported debt at levels that will not require a subsidy from the Town's General Fund.

Use of Variable Rate Debt:

- The Town recognizes the value of variable rate debt obligations and that cities have greatly benefitted from the use of variable rate debt in the financing of needed infrastructure and capital improvements.
- However, the Town also recognizes there are inherent risks associated with the use of variable rate debt and will implement steps to mitigate these risks; including:
    1. The Town will annually include in its budget an interest rate assumption for any outstanding variable rate debt that takes market fluctuations affecting the rate of interest into consideration.
    2. Prior to entering into any variable rate debt obligation that is backed by insurance and secured by a liquidity provider, the City Commission shall be informed of the potential affect on rates as well as any additional costs that might be incurred should the insurance fail.
    3. Prior to entering into any variable rate debt obligation that is backed by a letter of credit provider, the City Commission shall be informed of the potential affect on rates as well as any additional costs that might be incurred should the letter of credit fail.
    4. Prior to entering into any variable rate debt obligation, the City Commission will be informed of any terms, conditions, fees, or other costs associated with the prepayment of variable rate debt obligations.

5. The Town shall consult with persons familiar with the arbitrage rules to determine applicability, legal responsibility, and potential consequences associated with any variable rate debt obligation.

Use of Derivatives:

- The Town chooses not to use derivative or other exotic financial structures in the management of the Town's debt portfolio.
- Prior to any reversal of this provision:
    1. A written management report outlining the potential benefits and consequences of utilizing these structures must be submitted to the City Commission; and
    2. The City Commission must adopt a specific amendment to this policy concerning the use of derivatives or interest rate agreements that complies with the State Funding Board Guidelines.

Costs of Debt:

- All costs associated with the initial issuance or incurrence of debt, management and repayment of debt (including interest, principal, and fees or charges) shall be disclosed prior to action by the City Commission in accordance with the notice requirements stated above.
- In cases of variable interest or non-specified costs, detailed explanation of the assumptions shall be provided along with the complete estimate of total costs anticipated to be incurred as part of the debt issue.
- Costs related to the repayment of debt, including liabilities for future years, shall be provided in context of the annual budgets from which such payments will be funded (i.e. General Obligations bonds in context of the General Fund, Revenue bonds in context of the dedicated revenue stream and related expenditures, loans and notes).

Refinancing Outstanding Debt:

- The Town will refund debt when it is in the best financial interest of the Town to do so, and the Chief Financial Officer shall have the responsibility to analyze outstanding bond issues for refunding opportunities. The decision to refinance must be explicitly approved by the governing body, and all plans for current or advance refunding of debt must be in compliance with state laws and regulations.
- The Chief Financial Officer will consider the following issues when analyzing possible refunding opportunities:
    1. Onerous Restrictions – Debt may be refinanced to eliminate onerous or restrictive covenants contained in existing debt documents, or to take advantage of changing financial conditions or interest rates.
    2. Restructuring for Economic Purposes – The Town will refund debt when it is in the best financial interest of the Town to do so. Such refunding may include restructuring to meet unanticipated revenue expectations, achieve cost savings, mitigate irregular debt service payments, or to release reserve funds. Current refunding opportunities may be considered by the Chief Financial Officer if the refunding generates positive present value savings, and the Chief Financial Officer must establish a minimum present value savings threshold for any refinancing.
    3. Term of Refunding Issues – The Town will refund bonds within the term of the originally issued debt. However, the Chief Financial Officer may consider maturity extension, when necessary to achieve a desired outcome, provided such extension is legally permissible. The Chief Financial Officer may also consider shortening the term of the originally issued debt to realize greater savings. The remaining useful life of the financed facility and the concept of inter-generational equity should guide this decision.
    4. Escrow Structuring – The Town shall utilize the least costly securities available in structuring refunding escrows. Under no circumstances shall

an underwriter, agent or financial advisor sell escrow securities to the Town from its own account.

5. Arbitrage – The Town shall consult with persons familiar with the arbitrage rules to determine applicability, legal responsibility, and potential consequences associated with any refunding.

Professional Services:

The Town shall require all professionals engaged in the process of issuing debt to clearly disclose all compensation and consideration received related to services provided in the debt issuance process by both the Town and the lender or conduit issuer, if any. This includes "soft" costs or compensations in lieu of direct payments.

- Counsel[i]: The Town shall enter into an engagement letter agreement with each lawyer or law firm representing the Town in a debt transaction. *(No engagement letter is required for any lawyer who is an employee of the Town or lawyer or law firm which is under a general appointment or contract to serve as counsel to the Town. The Town does not need an engagement letter with counsel not representing the Town, such as underwriters' counsel. See endnote i.)*
- Financial Advisor[ii]: If the Town chooses to hire financial advisors the Town shall enter into a written agreement with each person or firm serving as financial advisor in debt management and transactions. Whether in a competitive or negotiated sale, the financial advisor shall not be permitted to bid on, privately place or underwrite an issue for which they are or have been providing advisory services for the issuance.
- Underwriter: If there is an underwriter, the Town shall require the Underwriter to clearly identify itself in writing (e.g., in a response to a request for proposals or in promotional materials provided to an issurer) as an underwriter and not as a financial advisor from the earliest stages of its relationship with the Town with respect to that issue. The Underwriter must clarify its primary role as a purchaser of securities in an arm's-length commercial transaction and that it has financia and other interests that differ from those of the Town. The Underwriter in a publicly offered, negotiated sale shall be required to provide pricing information both as to interest rates and to takedown per maturity to the governing body in advance of the pricing of the debt.

Conflicts:

- Professionals involved in a debt transaction hired or compensated by the Town shall be required to disclose to the Town existing client and business relationships between and among the professionals to a transaction (including but not limited to financial advisor, swap advisor, bond counsel, swap counsel, trustee, paying agent, liquidity or credit enhancement provider, underwriter, counterparty, and remarketing agent), as well as conduit issuers, sponsoring organizations and program administrators. This disclosure shall include that information reasonably sufficient to allow the Town to appreciate the significance of the relationships.

- Professionals who become involved in the debt transaction as a result of a bid submitted in a widely and publicly advertised competitive sale conducted using an industry standard, electronic bidding platform are not subject to this disclosure. No disclosure is required that would violate any rule or regulation of professional conduct.

Review of Policy:
This policy shall be reviewed at least annually by the City Commission with the approval of the annual budget. Any amendments shall be considered and approved in the same process as the initial adoption of this Policy, with opportunity for public input.

Compliance:
The City Recorder is responsible for ensuring compliance with this policy.

TCA References: TCA 7, Part 9 – Contracts, Leases, and Lease Purchase Agreements
TCA 9, Part 21 – Local Government Public Obligations Law

---

[i] The requirement for an engagement letter does not apply to any lawyer who is an employee of the Town or any lawyer or law firm under a general appointment as counsel to the Town and not serving as bond counsel for the transaction. If bond counsel for a debt transaction does not represent the Town in that transaction, the Town will enter into a fee payment letter agreement with such lawyer or law firm specifying:

a. The party represented in the debt transaction; and
b. The Town's obligation with respect to the payment of such lawyer or law firm's fees and expenses.

[ii] For new issues of debt which constitutes a "security" for which the Time of Formal Award (as defined in Rule G-34(a)(ii)(C)(1)(a) occurs after November 27, 2011, the Municipal Securities Rulemaking Board has prohibited broker, dealer or municipal securities dealer serving as a financial advisor to an issuer for a particular issue from switching roles and underwriting the same issue. Policies must be adjusted to comply with amended Rule G-23 as it applies to securities, including exceptions to the prohibition.

RESOLVED this 20 day of October, 2011.

MAYOR

ATTEST:

Debbie K. Finch
DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION NO 11-009

RESOLUTION OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING THE ISSUANCE OF INTEREST BEARING GENERAL OBLIGATION CAPITAL OUTLAY NOTES, SERIES 2012, IN AN AMOUNT NOT TO EXCEED $325,000, AND PROVIDING FOR THE PAYMENT OF SAID NOTES

WHEREAS, the Board of Commissioners (the "Board"), of the Town of Kingston Springs, Tennessee (the "Municipality"), has determined that it is necessary and desirable to authorize, issue, sell, and provide for the payment of its interest bearing capital outlay notes to finance certain public works projects, consisting of the construction and equipping of an activities center in the L.L. Burns Park, including but not limited to, outdoor lighting, security around the facility, furnishing and equipping the facility, decking, sprinklers, and landscaping, the acquisition of all other property real and personal appurtenant thereto and connected with such work, and to pay all legal, fiscal, administrative, and engineering costs, incident thereto, and costs incident to the financing thereof (collectively, the "Project");

WHEREAS, the Municipality estimates that the life of the Project has an economic life of greater than 12 years;

WHEREAS, the Municipality finds and determines that the Project will promote or provide a traditional governmental activity or otherwise fulfill a public purpose;

WHEREAS, in order to proceed as expeditiously as possible with such an essential Project, it is necessary that interest bearing capital outlay notes be issued for the purpose of providing funds to finance the Project; and,

WHEREAS, the Municipality is authorized by the provisions of Title 9, Chapter 21, Tennessee Code Annotated, as amended, to issue such notes for said purposes upon the approval of the Director of State and Local Finance (the "Director of State and Local Finance"):

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AS FOLLOWS:

Section 1. Authority. The Notes herein authorized shall be issued pursuant to Title 9, Chapter 21, Tennessee Code Annotated, as amended, and other applicable provisions of law.

Section 2. Authorization. For the purpose of providing funds to finance the costs of the Project, there shall be issued pursuant to, and in accordance with, the provisions of Title 9, Chapter 21, Tennessee Code Annotated, as amended, and other applicable provisions of law, the interest bearing capital outlay notes of the Municipality, in the aggregate principal amount of not to exceed $325,000, or such lesser amount as may be determined by the Mayor of the Municipality (the "Mayor") at the time of sale (collectively, the "Notes", individually, the "Note"). The term of the Notes shall not exceed the reasonably expected economic life of the Project which is hereby certified to be at least the term of the Notes.

Section 3. Terms of the Notes. The Notes shall be designated "General Obligation Capital Outlay Notes, Series 2012". The Notes shall be issued in registered form, without coupons, in minimum denominations of $5,000. The Notes shall be numbered from 1 upwards, shall be dated the date of issuance and delivery, shall be sold at not less than the par amount thereof, shall bear interest at a rate or rates not to exceed 4.50% per annum, such interest being payable at such times as agreed upon with the purchaser of such Notes, but in no event less than semiannually each year commencing six months from the dated date or such date as shall be designated by the Mayor (the "Interest Payment Date"), and shall mature not later than the end of the twelfth fiscal year following the fiscal year in which the Notes are issued. Each year the Notes are outstanding the Municipality shall retire principal on the Notes in an amount that is estimated to be at least equal to an amortization which reflects level debt service on the Notes. The Notes shall contain such terms, conditions, and provisions other than as expressly provided or limited herein as may be agreed upon by the Mayor of the Municipality and the purchaser of the Notes.

Interest on the Notes shall be payable by wire transfer or by check or other form of draft of the "Note Registrar," as such term is hereinafter defined, deposited by the Note Registrar in the United States mail, first class postage prepaid, in sealed envelopes, addressed to the owners of such Notes, as of the applicable Interest Payment Date, at their respective addresses as shown on the registration books of the Municipality maintained by the Note Registrar as of the close of business fifteen (15) calendar days preceding the next Interest Payment Date. The principal of all Notes shall be payable upon presentation and surrender of such Notes at the principal office of the Note Registrar. All payments of the principal of and interest on the Notes shall be made in any coin or currency of the United States of America which, on the date of payment thereof, shall be legal tender for the payment of public and private debts.

Section 4. Redemption. The Notes shall have such redemption provisions as may be determined at the time of the sale of the Notes by the Mayor and the purchaser of the Notes; provided, however, that no redemption premium shall be great than 1%.

Section 5. Execution. The Notes shall be executed in the name of the Municipality; shall bear the manual signature of the Mayor; shall be countersigned by the Recorder of the Municipality (the "Recorder") with his or her manual signature; and, shall have printed or impressed thereon the official seal of the Municipality. In the event any officer whose signature appears on the Notes shall cease to be such officer, such signature shall nevertheless be valid and sufficient for all purposes. The Notes shall be issued in typed, printed, or photocopied form, or any combination thereof, substantially in the form attached hereto as Exhibit "A", with such minor changes therein or such variations thereof as the Mayor may deem necessary or desirable, the blanks to be appropriately completed by the Mayor prior to the issuance of the Notes.

Section 6. Registration, Negotiability, and Payment. (a) The Recorder of the Municipality is hereby appointed the note registrar and paying agent (the "Note Registrar"), and as such shall establish and maintain suitable books (the "Registration Books") for recording the registration, conversion, and payment of the Notes, and shall also perform such other duties as may be required in connection with any of the foregoing. The Note Registrar is hereby authorized to authenticate and deliver the Notes to the original purchaser thereof, or as he or she may designate, upon receipt by the Municipality of the proceeds of the sale thereof and to authenticate and deliver Notes in exchange for Notes of the same principal amount delivered for transfer upon receipt of the Notes to be transferred in proper form with proper documentation as herein described. The Notes

shall not be valid for any purpose unless authenticated by the Note Registrar by the manual signature of the Note Registrar on the certificate set forth in Exhibit "A" hereto. The Notes shall be fully registered as to both principal and interest and shall be fully negotiable upon proper endorsement by the registered owner thereof. No transfer of any Notes shall be valid unless such transfer is noted upon the Registration Books and until such Note is surrendered, cancelled, and exchanged for a new Note which shall be issued to the transferee, subject to all the conditions contained herein. Principal on the Notes shall be paid at maturity upon presentation or surrender of the Notes at the principal office of the Note Registrar, and payment in such manner shall forever discharge and release the obligation of the Municipality to the extent of the principal so paid.

(b) The Municipality may from time to time at its discretion remove the Note Registrar and appoint a successor Note Registrar to whom all records, documents, and instruments relating to its duties as Note Registrar shall be delivered. Any successor Note Registrar shall be appointed by resolution of the Municipality, and shall be a trust company or bank having the powers of a trust company, having, at the time of such appointment, a combined capital, surplus, and undivided profits aggregating at least Ten Million Dollars ($10,000,000), and be willing and able to accept the office of Note Registrar on reasonable and customary terms, and authorized by law to perform all duties imposed upon it by this Resolution.

(c) In the event that any amount payable on any Note as interest shall at any time exceed the rate of interest lawfully chargeable thereon under applicable law, then any such excess shall, to the extent of such excess, be applied against the principal of such Note as a prepayment thereof without penalty, and such excess shall not be considered to be interest. All rates of interest specified herein shall be computed on the basis of a three hundred sixty (360) day year composed of twelve (12) months of thirty (30) days each.

Section 7. Exchange of Notes. Notes upon surrender thereof at the office of the Note Registrar, together with an assignment of such Notes duly executed by the registered owner thereof, or his, her, or its attorney or legal representative, may be exchanged for an equal aggregate principal amount of Notes of the same maturity, of any denomination or denominations authorized by this Resolution, and bearing interest at the same rate as the Notes surrendered for exchange.

Section 8. Transfer of Notes. Each Note shall be transferable only on the registration books maintained by the Note Registrar at the principal office of the Note Registrar, upon the surrender for cancellation thereof at the principal office of the Note Registrar, together with an assignment of such Note duly executed by the owner thereof or his, her or its attorney or legal representative, and upon payment of the charges hereinafter provided, and subject to such other limitations and conditions as may be provided therein or herein. Upon the cancellation of any such Note, the Note Registrar shall, in exchange for the surrendered Note or Notes, deliver in the name of the transferee or transferees a new Note or Notes of authorized denominations, of the same aggregate principal amount, maturity, and rate of interest as such surrendered Note or Notes, and the transferee or transferees shall take such new Note or Notes subject to all of the conditions herein contained.

Section 9. Regulations with Respect to Exchanges and Transfers. In all cases in which the privilege of exchanging or transferring Notes is exercised, the Municipality shall execute, and the Note Registrar shall deliver, Notes in accordance with the provisions of this Resolution. For every exchange or transfer of Notes, whether temporary or definitive, the Municipality and the Note

shall not be valid for any purpose unless authenticated by the Note Registrar by the manual signature of the Note Registrar on the certificate set forth in Exhibit "A" hereto. The Notes shall be fully registered as to both principal and interest and shall be fully negotiable upon proper endorsement by the registered owner thereof. No transfer of any Notes shall be valid unless such transfer is noted upon the Registration Books and until such Note is surrendered, cancelled, and exchanged for a new Note which shall be issued to the transferee, subject to all the conditions contained herein. Principal on the Notes shall be paid at maturity upon presentation or surrender of the Notes at the principal office of the Note Registrar, and payment in such manner shall forever discharge and release the obligation of the Municipality to the extent of the principal so paid.

(b) The Municipality may from time to time at its discretion remove the Note Registrar and appoint a successor Note Registrar to whom all records, documents, and instruments relating to its duties as Note Registrar shall be delivered. Any successor Note Registrar shall be appointed by resolution of the Municipality, and shall be a trust company or bank having the powers of a trust company, having, at the time of such appointment, a combined capital, surplus, and undivided profits aggregating at least Ten Million Dollars ($10,000,000), and be willing and able to accept the office of Note Registrar on reasonable and customary terms, and authorized by law to perform all duties imposed upon it by this Resolution.

(c) In the event that any amount payable on any Note as interest shall at any time exceed the rate of interest lawfully chargeable thereon under applicable law, then any such excess shall, to the extent of such excess, be applied against the principal of such Note as a prepayment thereof without penalty, and such excess shall not be considered to be interest. All rates of interest specified herein shall be computed on the basis of a three hundred sixty (360) day year composed of twelve (12) months of thirty (30) days each.

Section 7. Exchange of Notes. Notes upon surrender thereof at the office of the Note Registrar, together with an assignment of such Notes duly executed by the registered owner thereof, or his, her, or its attorney or legal representative, may be exchanged for an equal aggregate principal amount of Notes of the same maturity, of any denomination or denominations authorized by this Resolution, and bearing interest at the same rate as the Notes surrendered for exchange.

Section 8. Transfer of Notes. Each Note shall be transferable only on the registration books maintained by the Note Registrar at the principal office of the Note Registrar, upon the surrender for cancellation thereof at the principal office of the Note Registrar, together with an assignment of such Note duly executed by the owner thereof or his, her or its attorney or legal representative, and upon payment of the charges hereinafter provided, and subject to such other limitations and conditions as may be provided therein or herein. Upon the cancellation of any such Note, the Note Registrar shall, in exchange for the surrendered Note or Notes, deliver in the name of the transferee or transferees a new Note or Notes of authorized denominations, of the same aggregate principal amount, maturity, and rate of interest as such surrendered Note or Notes, and the transferee or transferees shall take such new Note or Notes subject to all of the conditions herein contained.

Section 9. Regulations with Respect to Exchanges and Transfers. In all cases in which the privilege of exchanging or transferring Notes is exercised, the Municipality shall execute, and the Note Registrar shall deliver, Notes in accordance with the provisions of this Resolution. For every exchange or transfer of Notes, whether temporary or definitive, the Municipality and the Note

Registrar may make a charge, unless otherwise herein to the contrary expressly provided, sufficient to pay for any tax, fee, or other governmental charge required to be paid with respect to such exchange or transfer, all of which taxes, fees, and other governmental charges shall be paid to the Municipality by the person or entity requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer. Neither the Municipality nor the Note Registrar shall be obligated to exchange or transfer any Note during the fifteen (15) calendar days next preceding the maturity date of the Notes or any call for redemption.

Section 10. Mutilated, Lost, Stolen, or Destroyed Notes. In the event any Note issued hereunder shall become mutilated, or be lost, stolen, or destroyed, such note shall, at the written request of the registered owner, be cancelled on the Registration Books and a new Note shall be authenticated and delivered, corresponding in all aspects but number to the mutilated, lost, stolen, or destroyed Note. Thereafter, should such mutilated, lost, stolen, or destroyed Note or Notes come into possession of the registered owner, such Notes shall be returned to the Note Registrar for destruction by the Note Registrar. If the principal on said mutilated, lost, stolen, or destroyed Note shall be due within fifteen (15) calendar days of receipt of the written request of the registered owner for authentication and delivery of a new Note, payment therefor shall be made as scheduled in lieu of issuing a new Note. In every case the registered owner shall certify in writing as to the destruction, theft, or loss of such Note, and shall provide indemnification satisfactory to the Municipality and to the Note Registrar, if required by the Municipality and the Note Registrar.

Any notice to the contrary notwithstanding, the Municipality and all of the officials, employees, and agents thereof, including the Note Registrar, may deem and treat the registered owners of the Notes as the absolute owners thereof for all purposes, including, but not limited to, payment of the principal thereof, and the interest thereon, regardless of whether such payment shall then be overdue.

Section 11. Authentication. Only such of the Notes as shall have endorsed thereon a certificate of authentication, substantially in the form set forth in Exhibit "A" hereto duly executed by the Note Registrar shall be entitled to the rights, benefits, and security of this Resolution. No Note shall be valid or obligatory for any purpose unless, and until, such certificate of authentication shall have been duly executed by the Note Registrar. Such executed certificate of authentication by the Note Registrar upon any such Note shall be conclusive evidence that such Note has been duly authenticated and delivered under this Resolution as of the date of authentication.

Section 12. Source of Payment and Security. The Notes, as to both principal and interest, shall be payable from funds of the Municipality legally available therefor and to the extent necessary from ad valorem taxes to be levied on all taxable property within the corporate limits of the Municipality without limitation as to time, rate, or amount. Said Notes shall be a direct general obligation of the Municipality, for which the punctual payment of the principal of and interest on the Notes, the full faith and credit of the Municipality is irrevocably pledged.

Section 13. Levy of Taxes. For the purpose of providing for the payment of the principal of and interest on the Notes, to the extent necessary, there shall be levied in each year in which such Notes shall be outstanding a direct tax on all taxable property in the Municipality, fully sufficient to pay all such principal and interest falling due prior to the time of collection of the next succeeding tax levy. Said tax shall be assessed, collected, and paid at the time, and in the same manner, as the other taxes of said Municipality, shall be in addition to all other taxes, and shall be without

limitation as to time, rate, or amount, and for that purpose there is hereby levied a direct annual tax in such amount as may be found necessary each year to pay said principal of and interest on the Notes maturing in said year. Principal or interest falling due at any time when there shall be insufficient funds on hand from such tax levy for the payment thereof shall be paid from the general fund or other available funds of the Municipality, but reimbursement therefor may be made from the taxes herein provided when the same shall have been collected. Such taxes levied and collected therefor shall be deposited in a the general fund or debt service fund and used solely for the payment of principal of and interest on the Notes as the same shall become due.

Section 14. Approval of Director of State and Local Finance. Anything herein contained to the contrary notwithstanding, no Notes authorized under this Resolution shall be issued, sold, or delivered, unless and until such Notes shall first have been duly approved by the Director of State and Local Finance of the State of Tennessee as provided by Section 9-21-601 et. seq., Tennessee Code Annotated, as amended. The Mayor, Recorder, City Manager, and Town Attorney, are hereby authorized to take or cause to be taken such steps as are necessary to obtain such approval. After the issuance and sale of the Notes, and for each year that any of the Notes are outstanding, the Municipality shall submit its annual budget to the State Director of Local Finance for approval immediately upon the Municipality's adoption of the budget.

Section 15. Sale of Notes. The Notes herein authorized are authorized to be sold by the Mayor by the informal bid process at a price of not less than par.

Section 16. Disposition of Note Proceeds. The proceeds from the sale of the Notes shall be paid to the official of the Municipality designated by law as the custodian of the funds thereof to be deposited in a special fund known as the "General Obligation Capital Outlay Notes, Series 2012 Project Fund" (the "2012 Project Fund"), which is hereby authorized to be created, to be kept separate and apart from all other funds of the Municipality. The monies in the 2012 Project Fund shall be disbursed solely to finance the Project and to pay the costs of issuance of the Notes, including necessary legal, accounting, engineering, and fiscal expenses and other necessary miscellaneous expenses incurred in connection with the issuance and sale of the Notes. Monies in the 2012 Project Fund may be invested and shall be secured in the manner prescribed by applicable statutes relative to the investment and securing of public or trust funds. Any monies remaining in the 2012 Project Fund after completion of the Project shall be transferred to the Note Fund.

Section 17. Designation of Notes as Qualified Tax-Exempt Obligations. The Municipality hereby designates the Notes as "qualified tax-exempt obligations" within the meaning and for the purpose of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended. The Municipality reasonably anticipates that the amount of tax-exempt obligations (other than obligations described in Section 265(b)(3)(C)(ii)) which will be issued during the calendar year by the Municipality (i) any issuer with respect to which the Municipality is deemed to be an "on behalf of" issuer, and (ii) all subordinate entities which are treated as one issuer under Section 265(b)(3)(E) of the Code, will not exceed $10,000,000, and not more than $10,000,000 of obligations issued by the Municipality (together with those issued by any other issuers that are treated as on issuer under such Section 265(b)(3)) during the 2012 calendar year will be designated as "qualified tax-exempt obligations".

Section 18. Non-Arbitrage Certification. The Municipality certifies and covenants with the owners of the Notes that so long as the principal of any Note remains unpaid, monies on deposit

in any fund or account in connection with the Notes, whether or not such monies were derived from the proceeds of the sale of the Notes or from any other source, will not be used in a manner which will cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Code, and any lawful regulations promulgated thereunder, as the same presently exist, or may from time to time hereafter be amended, supplemented or revised. The Municipality reserves the right, however, to make any investment of such monies permitted by Tennessee law and this Resolution if, when and to the extent that said Section 148 or regulations promulgated thereunder shall be repealed or relaxed or shall be held void by final decision of a court of competent jurisdiction, but only if any investment made by virtue of such repeal, relaxation, or decision would not, in the opinion of counsel of recognized competence in such matters, result in making the interest on the Notes subject to inclusion in gross income of the owners thereof for federal income tax purposes.

The Municipality covenants that it shall comply with Section 148(f) of the Code, unless legally exempted therefrom and it represents that in the event it shall be required by Section 148(f) of the Code to pay "Rebatable Arbitrage," as defined in the regulations promulgated under the Code, to the United States Government, it will make such payments as and when required by said Section 148(f) and will take such other actions as shall be necessary or permitted to prevent the interest on the Notes from becoming subject to inclusion in federal gross income of the owners of the Notes for purposes of federal income taxation.

Section 19. Reimbursement Provisions. The Municipality is in the process of causing certain capital expenditures to be made with respect to the Project, including, but not necessarily limited to, planning, design, and architectural expenses, and the Municipality desires to establish its official intent that certain of the expenditures related to the Project and certain other related expenditures be reimbursed from the proceeds of the Notes. Therefore, the Board of the Municipality finds and determines, as follows:

(a) that it is in the best interest of the Municipality to proceed immediately with the Project, thereby incurring certain capital expenditures;

(b) that the Municipality has certain funds available which may be used temporarily for this purpose, pending the issuance of the Notes;

(c) that pursuant to the provisions of this Resolution, the Board anticipates that the Municipality will issue the Notes for the purpose of financing the Project;

(d) that the Board reasonably expects to reimburse such amounts to such fund or source from which such expenditures may be made on a temporary basis as soon as proceeds from the issuance of such Notes are available; and,

(e) that this declaration of official intent is consistent with the budgetary and financial circumstances of the Municipality.

The Board of the Municipality by this Resolution hereby establishes its official intent to issue the Notes to finance the costs of the Project and other related expenditures in an amount not to exceed $325,000. Pending the issuance of such Notes, funds necessary to finance such costs shall be advanced from such source of funds on hand and available for such purpose, and any amounts so advanced shall be reimbursed from the proceeds of the Notes.

Section 20. Resolution a Contract. The provisions of this Resolution shall constitute a contract between the Municipality and the owners of the Notes, and after the issuance of the Notes, no change, variation, or alteration of any kind in the provisions of this Resolution shall be made in any manner, until such time as all installments of the principal of and interest on the Notes shall have been paid in full or the consent of the registered owners of the Notes has been obtained; provided, however, that the Municipality is hereby authorized to make such amendments to this Resolution as will not impair the rights or security of the owners of the Notes.

Section 21. No Action to be Taken Affecting Validity of the Notes. The Municipality hereby covenants and agrees that it will not take any action, that would in any manner affect the validity of the Notes or limit the rights and remedies of the owners from time to time of such Notes. The Municipality further covenants that it will not take any action that will cause the interest on the Notes to be subject to inclusion in gross income of the owners thereof for purposes of federal income taxation.

Section 22. Miscellaneous Acts. The Mayor, the Recorder, and all other appropriate officials of the Municipality are hereby authorized, empowered, and directed to do any and all such acts and things, and to execute, acknowledge, and deliver all such documents, instruments, and certifications, specifically including but not limited to, making arbitrage certifications and executing a note purchase agreement in connection with the purchase of the Notes, in addition to those acts, things, documents, instruments, and certifications hereinbefore authorized and approved, as may in their discretion, be necessary or desirable to implement or comply with the intent of this Resolution; or any of the documents herein authorized and approved; or for the authorization, issuance, and delivery of the Notes.

Section 23. Failure to Present Notes. Subject to the provisions of Section 3 hereof, in the event any Note shall not be presented for payment when the principal becomes due at maturity and in the event monies sufficient to pay such Note shall be held by the Note Registrar for the benefit of the owner thereof, all liability of the Municipality to such owner for the payment of such Note shall forthwith cease, terminate, and be completely discharged. Thereupon, the Note Registrar shall hold such monies, without liability for interest thereon, for the benefit of the owner of such Note who shall thereafter be restricted exclusively to such monies for any claim under this Resolution or on, or with respect to, said Note, subject to escheat or other similar law, and any applicable statute of limitation.

Section 24. Payments Due on Saturdays, Sundays, and Holidays. Whenever the interest on or principal of any Note is due on a Saturday or Sunday or, at the place designated for payment, a legal holiday or a day on which banking institutions are authorized by law to close, then the payment of the interest on or the principal of such Note need not be made on such date but must be made on the next succeeding day not a Saturday, Sunday, or a legal holiday or a day upon which banking institutions are authorized by law to close, with the same force and effect as if made on the date of maturity; and no interest shall accrue for the period after such date.

Section 25. No Recourse Under Resolution or on Notes. All stipulations, promises, agreements, and obligations of the Municipality contained in this Resolution shall be deemed to be the stipulations, promises, agreements, and obligations of the Municipality and not of any officer, director, or employee of the Municipality in his or her individual capacity, and no recourse shall be had for the payment of the principal of or interest on the Notes or for any claim based thereon or

under this Resolution against any officer, director, or employee of the Municipality or against any official or individual executing the Notes.

Section 26. Severability. If any section, paragraph, or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, or provision shall not affect any of the remaining provisions hereof.

Section 27. Repeal of Conflicting Resolutions and Effective Date. All resolutions and orders, or parts thereof, in conflict with the provisions of this Resolution, are, to the extent of such conflict, hereby repealed, and this Resolution shall be in effect as of the date of its adoption the welfare of the Municipality requiring it.

Approved and adopted this 15th day of December, 2011.

Mayor

ATTEST:

Debbie K. Finch
Recorder

STATE OF TENNESSEE)
COUNTY OF CHEATHAM)

I, Debbie K. Finch, hereby certify that I am the duly qualified and acting Recorder of the Town of Kingston Springs, Tennessee (the "Municipality"), and, as such official, I further certify as follows: (1) that attached hereto is a copy of a resolution excerpted from the minutes of the meeting of the Board of Commissioners (the "Board") of said Municipality held on December 15, 2011; (2) that I have compared said copy with the original minute record of said meeting in my official custody; (3) that said copy is a true, correct, and complete transcript from said original record insofar as said original record relates to, among other matters, the authorization of the issuance of not to exceed $325,000 General Obligation Capital Outlay Notes, Series 2012, by said Municipality; (4) that the actions by said Board including the aforementioned, at said meeting were promptly and duly recorded by me in a book kept for such purpose; and, (5) that a quorum of the members of said Board was present and acting throughout said meeting.

WITNESS my official signature and the seal of said Municipality this 15th day of December, 2011.

Debbie K. Finch
Recorder

(SEAL)

TOWN OF KINGSTON SPRINGS
OFFICIAL
SEAL
TENNESSEE

EXHIBIT A - FORM OF NOTE

Registered
No:_____

Registered
$_____

UNITED STATES OF AMERICA
STATE OF TENNESSEE
TOWN OF KINGSTON SPRINGS
GENERAL OBLIGATION CAPITAL OUTLAY NOTE,
SERIES 2012

Interest Rate: Maturity Date: Dated Date:

Registered Owner:

Principal Amount:

THE TOWN OF KINGSTON SPRINGS, TENNESSEE (the "Municipality"), a lawfully organized and existing municipal corporation, for value received, hereby acknowledges itself indebted and promises to pay, as hereinafter set forth, in the manner hereinafter provided, to the Registered Owner identified above, or registered assigns as hereinafter provided, on the Maturity Date identified above, upon the presentation and surrender hereof at the office of the Recorder, Town Hall, Kingston Springs, Tennessee, or its successor as registrar and paying agent (the "Note Registrar"), the Principal Amount identified above, and to pay interest on said Principal Amount from the date hereof, or such later date as to which interest has been paid, to the Maturity Date, semi-annually on _____ and _____ of each year, commencing _____, 2012, at the Interest Rate per annum set forth above, by check, draft, or warrant to the Registered Owner hereof at the address shown on the registration books of the Note Registrar on the fifteenth (15th) calendar day next preceding an interest payment date, in any coin or currency of the United States of America which on the date of payment thereof is legal tender for the payment of public and private debts.

In the event that any amount payable hereunder as interest shall at any time exceed the rate of interest lawfully chargeable on this note under applicable law, any such excess shall, to the extent of such excess, be applied against the principal hereof as a prepayment thereof without penalty, and such excess shall not be considered to be interest. All rates of interest specified herein shall be computed on the basis of a three hundred sixty (360) day year composed of twelve (12) months of thirty (30) days each.

The principal hereof and interest hereon shall bear interest from and after their respective due dates (whether by acceleration, demand, or otherwise) at the same rate of interest payable on the principal hereof.

Section 9-21-117, Tennessee Code Annotated, as amended, provides that this note and the income therefrom is exempt from all state, county, and municipal taxation in the State of Tennessee, except inheritance, estate, and transfer taxes and except as otherwise provided in said Code.

This note is one of a series of notes known as "General Obligation Capital Outlay Notes, Series 2012" (the "Notes"), issued by the Municipality in the aggregate principal amount of $325,000. The Notes which are issued for the purpose of financing certain public works projects, consisting of the construction of an activities center in the L.L. Burns Park, including outdoor lighting, security around the facility, furnishing and equipping the facility, decking, sprinklers, and landscaping, the acquisition of all other property real and personal appurtenant thereto and connected with such work, and to pay all legal, fiscal, administrative, and engineering costs, incident thereto, are authorized by an appropriate resolution of the Board of Commissioners and particularly that certain Resolution of the Board of Commissioners adopted on December 15, 2011, as such resolution may be from time to time amended or supplemented in accordance with its terms (such resolution, as so amended or supplemented, being herein called, the "Resolution"), and are issued pursuant to, and in full compliance with, the Constitution and the statutes of the State of Tennessee, including, but not limited to, Title 9, Chapter 21, Tennessee Code Annotated, as amended (the "Act"). Copies of the Resolution are on file at the office of the Recorder of the Municipality, and reference is hereby made to the Resolution and the Act, for a more complete statement of the terms and conditions upon which the Notes are issued thereunder, the rights, duties, immunities, and obligations of the Municipality, and the rights of the Registered Owner hereof.

This note and interest hereon is payable from funds of the Municipality legally available therefor and to the extent necessary from ad valorem taxes to be levied on all taxable property in the Municipality without limitation as to time, rate, or amount. For the prompt payment of this note, both principal and interest, as the same shall become due, the full faith and credit of the Municipality are hereby irrevocably pledged.

The Municipality has designated the Notes as "qualified tax-exempt obligations" pursuant to Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.

This note is transferable by the Registered Owner hereof in person or by his, her, or its attorney or legal representative at the office of the Note Registrar, but only in the manner and subject to the limitations and conditions provided in the Resolution and upon surrender and cancellation of this note. Upon any such transfer, the Municipality shall execute, and the Note Registrar shall authenticate and deliver in exchange for this note, a new fully registered note or notes, registered in the name of the transferee, in authorized denominations, in an aggregate principal amount equal to the principal amount of this note, of the same maturity and bearing interest at the same rate. For every exchange or transfer of notes, whether temporary or definitive, the Municipality and the Note Registrar may make a charge, unless otherwise herein to the contrary expressly provided, sufficient to pay for any tax, fee, or other governmental charge required to be paid with respect to such exchange or transfer, all of which taxes, fees, or other governmental charges shall be paid to the Municipality by the person or entity requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer.

The Municipality and the Note Registrar may deem and treat the person or entity in whose name this note is registered as the absolute owner hereof, whether such note shall be overdue or not, for the purpose of making payment of the principal of and interest on this note and for all other purposes. All such payments so made shall be valid and effectual to satisfy and discharge the liability upon this note to the extent of the sum or sums so paid, and neither the Municipality nor the Note Registrar shall be affected by any notice to the contrary.

The Notes are issuable only as fully registered Notes, without coupons, in minimum denominations of $5,000. At the office of the Note Registrar, in the manner and subject to the limitations, conditions, and charges provided in the Resolution, fully registered Notes may be exchanged for an equal aggregate principal amount of fully registered Notes of the same maturity, of authorized denominations, and bearing interest at the same rate.

Redemption Provisions – to be supplied

This note shall have all the qualities and incidents of, and shall be, a negotiable instrument under, the Uniform Commercial Code of the State of Tennessee, subject only to provisions respecting registration of such note. This note is issued with the intent that the laws of the State of Tennessee shall govern its construction.

It is hereby certified, recited, and declared that all acts and conditions required to be done and to exist precedent to the issuance of, this note in order to make this note a legal, valid, and binding obligation of the Municipality, have been done, and did exist in due time and form as required by the Constitution and statutes of the State of Tennessee; and that this note and the issue of which it is a part, together with all other indebtedness of such Municipality, does not exceed any limitation prescribed by the Constitution or statutes of the State of Tennessee.

IN WITNESS WHEREOF, THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE has caused this note to be signed by the manual or facsimile signatures of the Mayor and the Recorder and its official seal, or a facsimile thereof, to be impressed or imprinted hereon, all as of _____, 2012.

BOND DEBT SERVICE

TOWN OF KINGSTON SPRINGS, TENNESSEE
$325,000 CAPITAL OUTLAY NOTE-12 YEARS

TENNESSEE MUNICIPAL BOND FUND
ALTERNATIVE LOAN PROGRAM

* * *BASED ON INDICATIVE RATE AS OF 12/13/11* * *

Dated Date: February 1, 2012

Period Ending	Principal	Coupon	Interest	Debt Service	Annual Debt Service
02/01/2012					
08/01/2012			5,443.75	5,443.75	
02/01/2013	23,000	3.350%	5,443.75	28,443.75	33,887.50
08/01/2013			5,058.50	5,058.50	
02/01/2014	23,000	3.350%	5,058.50	28,058.50	33,117.00
08/01/2014			4,673.25	4,673.25	
02/01/2015	24,000	3.350%	4,673.25	28,673.25	33,346.50
08/01/2015			4,271.25	4,271.25	
02/01/2016	25,000	3.350%	4,271.25	29,271.25	33,542.50
08/01/2016			3,852.50	3,852.50	
02/01/2017	26,000	3.350%	3,852.50	29,852.50	33,705.00
08/01/2017			3,417.00	3,417.00	
02/01/2018	27,000	3.350%	3,417.00	30,417.00	33,834.00
08/01/2018			2,964.75	2,964.75	
02/01/2019	27,000	3.350%	2,964.75	29,964.75	32,929.50
08/01/2019			2,512.50	2,512.50	
02/01/2020	28,000	3.350%	2,512.50	30,512.50	33,025.00
08/01/2020			2,043.50	2,043.50	
02/01/2021	29,000	3.350%	2,043.50	31,043.50	33,087.00
08/01/2021			1,557.75	1,557.75	
02/01/2022	30,000	3.350%	1,557.75	31,557.75	33,115.50
08/01/2022			1,055.25	1,055.25	
02/01/2023	31,000	3.350%	1,055.25	32,055.25	33,110.50
08/01/2023			536.00	536.00	
02/01/2024	32,000	3.350%	536.00	32,536.00	33,072.00
	325,000		74,772.00	399,772.00	399,772.00

RESOLUTION NO. 12-001

A RESOLUTION AUTHORIZING THE MAYOR OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE TO ENTER INTO AN AGREEMENT WITH CHEATHAM COUNTY, TENNESSEE FOR FIRE PROTECTION SERVICE OUTSIDE THE MUNICIPAL LIMITS OF THE TOWN.

WHEREAS, the Board of Commissioners do authorize execution of the appended contractual agreement with Cheatham County, Tennessee for fire protection services to be rendered outside the municipal limits in the designated rural fire district area by the Town of Kingston Springs by its fire department for the enumerated services within said contractual agreement.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that the Mayor of the Town is here and now authorized to enter into a contractual agreement with Cheatham County, Tennessee for fire protection services outside the municipal limits of the Town by its municipal fire department.

Further, it is RESOLVED and RATIFIED by the Board of Commissioners that the terms, covenants and conditions of the appended contractual agreement are fair, reasonable and in furtherance of the municipality's interest and the public interest at large.

RESOLVED this 24th day of April, 2012.

JOHN MCLEROY, MAYOR

ATTEST:

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION NO. 12-002

A RESOLUTION RESCINDING RESOLUTION NO. 12-001 AND AUTHORIZING THE MAYOR OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE TO ENTER INTO A CONTRACT FOR EMERGENCY SERVICES WITH CHEATHAM COUNTY, TENNESSEE FOR FIRE PROTECTION, EMERGENCY MEDICAL FIRST RESPONDER AND RESCUE SERVICES OUTSIDE THE MUNICIPAL LIMITS OF THE TOWN.

WHEREAS, the Board of Commissioners did approve Resolution No. 12-001 with an appended contractual agreement and by virtue of further negotiations said Resolution should be rescinded; and

WHEREAS, by virtue of adoption of this Resolution, the Board of Commissioners do authorize the appended contractual agreement for Cheatham County, Tennessee for fire protection services, emergency medical first responder and rescue services to be rendered outside the municipal limits in the designated rural fire district area by the Town of Kingston Springs, by and through its fire department for the enumerated services within said contractual agreement, through execution thereof by the Mayor.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that the Mayor of the Town is here and now authorized to enter into a contractual agreement for emergency services with Cheatham County, Tennessee, for fire protection services, emergency medical first responder and rescue services outside the municipal limits of the Town by its municipal fire department.

Further, it is RESOLVED and RATIFIED by the Board of Commissioners that the terms, covenants and conditions of the appended contract for emergency services are fair, reasonable and in furtherance of the municipality's interest and the public interest at large.

It is finally RESOLVED that Resolution No. 12-001, heretofore adopted, is expressly rescinded and of no other force or effect.

RESOLVED this 17th day of May, 2012.

JOHN MCLEROY, MAYOR

ATTEST:

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION NO. 12-003

A RESOLUTION AUTHORIZING THE MAYOR OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT TO PROVIDE BUILDING INSPECTION AND CODE ENFORCEMENT SERVICES BY A DULY CERTIFIED BUILDING INSPECTOR.

WHEREAS, the Town of Kingston Springs has heretofore contracted for building and professional inspection services according to its duly adopted codes by a certified state inspector; and

WHEREAS, it is necessary and desirous to enter in to a new professional services agreement for building inspection and code enforcement services in the Town of Kingston Springs, Tennessee.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that the Mayor of the Town is here and now authorized to enter into a professional services agreement with Pleasant View Volunteer Fire Department, a Tennessee not for profit corporation, by and through its duly authorized officer, to provide certified building inspection services and for code enforcement of the duly authorized ordinances of the municipality and its duly adopted codes.

RESOLVED this 21st day of June, 2012.

JOHN MCLEROY, MAYOR

ATTEST:

Debbie K. Finch
DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION 12-004

A RESOLUTION AUTHORIZING THE TOWN OF KINGSTON SPRINGS, TENNESSEE TO PARTICIPATE IN THE TML RISK POOL "SAFETY PARTNERS" LOSS CONTROL GRANT PROGRAM.

WHEREAS, the safety and well being of the employees of the Town of Kingston Springs is of the greatest importance; and

WHEREAS, all efforts shall be made to provide a safe and hazard-free workplace for the Town of Kingston Springs employees; and

WHEREAS, the TML Risk Management Poll seeks to encourage the establishment of a safe workplace by offering a "Safety Partners" Loss Control Matching Grant Program; and

WHEREAS, the Town of Kingston Springs now seeks to participate in this important program.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE the following:

SECTION 1. That the Town of Kingston Springs, Tennessee is hereby authorized to submit application for a "Safety Partners" Loss Control Matching Grant through the TML Risk Management Pool.

SECTION 2. That the Town of Kingston Springs, Tennessee is further authorized to provide a matching sum to serve as a match for any monies provided by this grant.

Resolved this 19th day of July, 2012.

Mayor John McLeroy

ATTEST:

Debbie K. Finch

Debbie Finch, City Recorder

RESOLUTION NO. 12-005

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE ESTABLISHING PERMIT FEES FOR THE DULY ADOPTED INTERNATIONAL PLUMBING CODE AND INTERNATIONAL MECHANICAL CODE HERETOFORE ADOPTED BY THE MUNICIPALITY AS SET FORTH IN THE MUNICIPAL CODE OF ORDINANCES, TITLE 12, CHAPTER 2, SECTION 12-201, ET SEQ. AND CHAPTER 10, SECTION 12-1001, ET SEQ., AND ISSUANCE OF PERMITS AND SUBSEQUENT INSPECTIONS BY THE BUILDING OFFICIAL.

WHEREAS, the Town of Kingston Springs has heretofore adopted the International Plumbing Code (IPC) as contained within its Municipal Code of Ordinances, Title 12, Chapter 2, Section 12-201, et seq.; and

WHEREAS, the Town of Kingston Springs has heretofore adopted the International Mechanical Code (IMC) as contained within its Municipal Code of Ordinances, Title 12, Chapter 10, Sections 12-1001, et seq.;

WHEREAS, the State of Tennessee has now mandated that governmental entities which have adopted standard codes must issue permits therefor must hereafter inspect for installations in accordance with the duly adopted standard codes; and

WHEREAS, the Board of Commissioners do here and now adopt a fee schedule for the issuance of permits and inspections thereunder by the building official as contained on Exhibit "A" and Exhibit "B hereto.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that the issuance of permits under the requisite plumbing and mechanical codes heretofore adopted by the municipality shall become effective on January 1, 2013, and does adopt the appended permit schedule exhibits.

RESOLVED this 13th day of December, 2012.

MAYOR

ATTEST:

Debbie K. Finch
DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

EXHIBIT "A"

INTERNATIONAL PLUMBING CODE (IPC) Kingston Springs Municipal Code, 12-201 et seq:

BASE PERMIT Fee:

$25.00, plus $5.00 for each plumbing fixture. A fixture is any device that receives water, e.g. tub, toilet, hot water heater, and the like as set forth in said code, but shall not include faucets. See standard code definition as to "plumbing fixture".

Any owner, authorized agent or contractor who desires to construct, enlarge, alter, repair, move, demolish or change the occupancy of a building or structure, or to erect, install, enlarge, alter, repair, remove, convert or replace any plumbing system, the installation of which is regulated by this code, or to cause any such work to be done, shall first make application to the code official and obtain the required permit for the work.

EXEMPT WORK:

A. The stopping of leaks in drains, water, soil, waster or vent pipe provided, however, that if any concealed trap, drainpipe, water, soil, waste or vent pipe becomes defective and it becomes necessary to remove and replace the same with new material, such work shall be considered as new work and a permit shall be obtained and inspection made as provided in this code.

B. The clearing of stoppages or the repairing of leaks in pipes, valves or fixtures, and the removal and reinstallation of water closets, provided such repairs do not involve or required the replacement or rearrangement of valves, pipes or fixtures.

Exemption from a permit requirement shall not be deemed to grant authorization for work to be performed in a manner which would be in violation of the adopted code, ordinance or applicable state law.

EMERGENCY REPAIR(S):

Any "emergency" repairs for which a permit and inspection is required, solely in an emergency situation, must be obtained the next working business day and notification be made to the building official to inspect the emergency work performed.

EXHIBIT "B"

INTERNATIONAL MECHANICAL CODE (IMC), Kingston Springs Municipal Code, 12-1001, et seq.:

BASE PERMIT FEE:

Residential: $25.00 for each residential unit; multi-family structures require a permit for each residential living unit.

Non-Residential: $25.00 for the first $1,000.00 of the actual cost evidenced to the building official, plus $5.00 for each additional fraction thereof as to the total mechanical system cost.

Permit Required: Any owner, authorized agent or contractor who desires to construct, enlarge, alter, repair, move, demolish or change the occupancy of a building or structure, or to erect, install, enlarge, alter, repair, remove, convert or replace any mechanical system, the installation of which is regulated by this code, or to cause any such work to be done, shall first make application to the code official and obtain the required permit for the work.

EXEMPT WORK:

Portable heating appliances; portable ventilation appliances; portable cooling units; steam, hot or chilled water piping within any heating or cooling equipment regulated by the applicable code; replacement of any minor part that does not alter approval of the equipment as installed or make such equipment unsafe; portable evaporative coolers; self-contained refrigeration systems containing 10 pounds (4.54 kg) or less of refrigerant or that are actuated by motors of 1 horsepower (746W) or less; portable fuel-cell appliance that are not connected to a fixed piping system and are not connected to a power grid.

Exemption from a permit requirement shall not be deemed to grant authorization for work to be performed in a manner which would be in violation of the adopted code, ordinance or applicable state law.

EMERGENCY REPAIR(S):

Any "emergency" repairs for which a permit and inspection is required, solely in an emergency situation, must be obtained the next working business day and notification be made to the building official to inspect the emergency work performed.

RESOLUTION #13-001

A RESOLUTION pursuant to the authority granted by section 6-54-111 of the Tennessee Code Annotated, and in accordance with the Internal Control and Compliance manual for Tennessee Municipalities authorizing appropriations for financial aid of the Mid-Cumberland Resource Agency, a nonprofit charitable or nonprofit civic organization whose services benefit the general welfare of the residents of this municipality.

WHEREAS, Mid-Cumberland Resource Agency is a nonprofit charitable or nonprofit civic organization whose year-round services benefit the general welfare of the residents of this municipality; and

WHEREAS, section 6-54-111 of Tennessee Code Annotated authorizes appropriation of funds for financial aid of such nonprofit charitable or nonprofit civic organizations; and

WHEREAS, the Internal Control and Compliance Manual for Tennessee Municipalities Title 4, Chapter 3, Section 1, requires that a special resolution be adopted for each such nonprofit charitable or nonprofit civic organization which is to receive such funds.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that:

Section 1. The Board of Commissioners may appropriate funds from time to time, in such amounts as is deemed proper, for the financial aid of Mid-Cumberland Resource Agency, a non-profit charitable or nonprofit civic organization whose year-round services benefit the general welfare of the residents of this municipality.

Section 2. Such funds appropriated by the municipality for use by Mid-Cumberland Resource Agency shall be spent for the following purposes:

1. Meals-on-Wheels Program for residents of the Town of Kingston Springs, TN for fiscal year 2010-11.

All such funds shall be used to promote the general welfare of the residents of this municipality.

Section 3. The Mid-Cumberland Resource Agency shall comply with all requirements of section 6-54-111 of Tennessee Code Annotated and Title 4, Chapter 3, Section 1 of the Internal Control and Compliance Manual for Tennessee Municipalities, particularly with regard to submission of an annual report of its business affairs and transactions and the proposed use of the municipal assistance.

Section 4. This resolution shall take effect upon its passage, the public welfare requiring it.

PASSED on February 21, 2013.

Mayor Tony Campbell

ATTEST:

Debbie K. Finch

Debbie K. Finch, City Recorder

APPROVED AS TO FORM AND LEGALITY:

Larry D. Craig, City Attorney

RESOLUTION NO. 13-002

A RESOLUTION IN RECOGNITION OF SERVICE TO THE KINGSTON SPRINGS MUNICIPAL-REGIONAL PLANNING COMMISSION BY THE BOARD OF COMMISSIONERS.

WHEREAS, citizens have contributed their time, energy and efforts by service to the municipality as members of its Municipal-Regional Planning Commission, and

WHEREAS, the Board of Commissioners of the Town of Kingston Springs is grateful for all individuals who have served and made contributions to the Town and worked to carry out the municipality's planning functions; and

WHEREAS, for long years of service and milestones of service recognition should be given by this resolution.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

The municipality is grateful for service rendered by citizens within the municipality and the urban growth areas as members to carry out the Town's planning function. Recognition is due those persons who have served and continue to serve by their contributions of their time making the municipality and greater community a better place to live.

Further, the Board of Commissioners wishes to recognize milestones for many years of service. Special recognition is due Dianna Baker Shew who recently completed twenty (20) years of outstanding service as a member of the Kingston Springs Municipal-Regional Planning Commission and her tenure of service as its chairman.

This resolution is extended to each and all of the members and the Town is grateful for the valued contributions.

RESOLVED this 21st day of February, 2013.

ANTHONY J. CAMPBELL, MAYOR

ATTEST:

Debbie K. Finch

DEBBIE FINCH, CITY RECORDER

RESOLUTION NO. 13-003

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, TO POST UPON MUNICIPAL OWNED PROPERTY OR LEASEHOLD PROPERTY UNDER THE CONTROL OF THE TOWN OF KINGSTON SPRINGS PROHIBITING THE POSSESSION OF WEAPONS.

WHEREAS, Tennessee Code Annotated, Section 39-17-1359, as amended, provides that the municipality as a governmental entity may post the prohibition of weapons upon municipal property; and

WHEREAS, the Board of Commissioners, by this resolution, desires to implement to provisions of the duly adopted state law.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee that the City Manager or designee of the City Manager shall forthwith pursuant to Tennessee Code Annotated, Section 39-17-1359, as amended, cause notices to be erected or displayed as to the prohibition of weapons upon city owned, leased or property managed under its control, in prominent locations, including all entrances primarily used by persons entering the property, building or portion of the property or building. The posting shall be of a size plainly visible to the average person entering the building, property or portion of the building or property, posted. The notice shall be in English and shall contain language substantially similar to the following:

"As authorized by T.C.A. § 39-17-1359, possession of a weapon on posted property or in a posted building is prohibited and is a criminal offense." Further, the international circle and slash symbolizing the prohibition of weapons shall also be so posted in accordance with the referenced statute. Notwithstanding the foregoing requirement of posting in accordance with the state law, exception is made as to Public Chapter No. 16, Senate Bill No. 142, which amends Tennessee Code Annotated, Title 39, Chapter 17, Part 13, relative to the right of a holder of a valid handgun carry permit to transport and store a firearm or firearm ammunition in a permit holder's privately owned motor vehicle while on or utilizing a public parking area, and as otherwise provided by said Public Chapter No. 16 to become effective on July 1, 2013.

RESOLVED this 18th day of April, 2013.

ANTHONY J. CAMPBELL, MAYOR

ATTEST:

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION NO. 13-004

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, IN RECOGNITION OF THE SERVICES EXTENDED TO THE MUNICIPALITY BY DON E. MARTIN DURING HIS TENURE AS PLANNER AND FOR THE ISSUANCE OF A PROCLAMATION IN EXPRESSION OF DEEP SYMPATHY TO HIS FAMILY FOLLOWING HIS DEATH ON APRIL 10, 2013.

WHEREAS, Don E. Martin was the planner for the Town of Kingston Springs, Tennessee and was a consultant for all matters concerning land use within the Town during his tenure; and

WHEREAS, many of the current land use regulations and ordinances of the Town were drafted with the professional services rendered by Don E. Martin; and

WHEREAS, it is fitting following his death for the municipality to extend its sympathy to his family by proclamation following his death on April 10, 2013.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee that a proclamation of sympathy be issued to the family of Don E. Martin and in recognition of his years of service unto the Town of Kingston Springs, Tennessee as its planner.

RESOLVED this 18th day of April, 2013.

ANTHONY J. CAMPBELL, MAYOR

ATTEST:

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION NO. 13-005

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, TO REMOVE THE MUNICIPALITY FROM THE APPLICATION OF MANDATORY ALLOWANCE OF THE MANUFACTURE OF ALCOHOLIC BEVERAGES.

WHEREAS, Tennessee Code Annotated, § 57-2-103, makes it lawful to manufacture intoxicating liquors or intoxicating drinks, or both, within the boundaries of certain jurisdictions; and

WHEREAS, Tennessee Code Annotated, § 57-2-103, allows a municipality to adopt a resolution to remove the municipality from the application of such provisions; and

WHEREAS, no written notification has been filed with the legislative body of the municipality expressing an intent to pursue all lawful avenues to manufacture intoxicating liquors or intoxicating drinks, or both, within the boundaries of the municipality;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee that:

Section 1. Pursuant to Tennessee Code Annotated, § 57-2-103(d)(3), the Board of Commissioners elects to remove the town from the application of Tennessee Code Annotated, § 57-2-103(d). Upon the effective date of this resolution the manufacture of intoxicating liquors or intoxicating drinks, or both, within the boundaries of the Town of Kingston Springs shall not be lawful.

Section 2. This resolution shall take effect on the date of its passage, the public welfare requiring it.

ADOPTED this 21st day of June, 2013.

ANTHONY J. CAMPBELL, MAYOR

ATTEST:

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION 13-006

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, PURSUANT TO THE KINGSTON SPRINGS MUNICIPAL CODE, AS ADOPTED UNDER ORDINANCE NO. 95-008, ESTABLISHING NEW USER RATES FOR ALL PERSONS UTILIZING THE CITY'S WASTEWATER TREATMENT FACILITIES AS AUTHORIZED IN TITLE 18, SECTION 114, KINGSTON SPRINGS MUNICIPAL CODE.

WHEREAS, the Town of Kingston Springs, Tennessee, by virtue of Ordinance No. 95-008, has adopted a codification of Ordinances known as the Kingston Springs Municipal Code; and

WHEREAS, it has come to the attention of the Board of Commissioners that the user rates for persons utilizing the city's wastewater treatment facilities should be modified, in accordance with local and state law; and

WHEREAS, the user rate and base rate calculations attached hereto on Exhibit "A" should become the user rates for wastewater treatment facilities effective with the August 2010 billing period,

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee as follows:

1. The user rate and base rate schedule attached hereto as Exhibit "A" shall hereafter become the user rates for all persons utilizing the city wastewater treatment facilities in accordance with title 18, Section 114, Kingston Springs Municipal Code.

RESOLVED, this 18th day of July, 2013.

MAYOR ANTHONY CAMPBELL

ATTEST:

DEBBIE K. FINCH, CITY RECORDER

ATTEST AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

TOWN OF KINGSTON SPRINGS, TENNESSEE
ANNUAL SEWER RATE INCREASE

Date of Notice to SSCUD: July 19, 2013

USAGE CATEGORIES	PRESENT RATE 2012 - 2013	3 % INCREASE 2013 - 2014
BASE	6.36	6.55
0 - 2,000 gallons	5.02	5.17
2,000 - 4,000 gallons	7.37	7.59
4,001 - 12,000 gallons	7.48	7.70
12,001 - 20,000	7.57	7.80
OVER 20,001 gallons	7.85	8.09

EXHIBIT "A"

July 19, 2013

To: Ms. Wanda Baker
Second South Cheatham Utility District

From: Laurie Cooper, City Manager
Town of Kingston Springs, Tennessee

Re: Sewer Rate Increase

The Board of Commissioners of the Town of Kingston Springs, Tennessee voted to increase the Town's Sewer rates by 3% in every category. Attached you will find a copy of the Resolution and the chart that reflects the new charges. Please apply rates with the next billing.

As always, thank you for your assistance. Please feel free to call me at 952-2110 if you have questions or need additional information.

Town of Kingston Springs
P. O. Box 256 • Kingston Springs, Tennessee 37082 • (615) 952-2110

RESOLUTION #13-007

A RESOLUTION pursuant to the authority granted by section 6-54-111 of the Tennessee Code Annotated, and in accordance with the Internal Control and Compliance manual for Tennessee Municipalities authorizing appropriations for financial aid to THE ARK, a nonprofit charitable or nonprofit civic organization whose services benefit the general welfare of the residents of this municipality.

WHEREAS, THE ARK is a nonprofit charitable or nonprofit civic organization whose year-round services benefit the general welfare of the residents of this municipality; and

WHEREAS, section 6-54-111 of Tennessee Code Annotated authorizes appropriation of funds for financial aid of such nonprofit charitable or nonprofit civic organizations; and

WHEREAS, the Internal Control and Compliance Manual for Tennessee Municipalities Title 4, Chapter 3, Section 1, requires that a special resolution be adopted for each such nonprofit charitable or nonprofit civic organization which is to receive such funds.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that:

Section 1. The Board of Commissioners may appropriate funds from time to time, in such amounts as is deemed proper, for the financial aid of THE ARK, a non-profit charitable or nonprofit civic organization whose year-round services benefit the general welfare of the residents of this municipality.

Section 2. Such funds appropriated by the municipality for use by THE ARK shall be spent for the following purposes:

1. Meals-on-Wheels Program for residents of the Town of Kingston Springs, TN for fiscal year 2010-11.

All such funds shall be used to promote the general welfare of the residents of this municipality.

Section 3. THE ARK shall comply with all requirements of section 6-54-111 of Tennessee Code Annotated and Title 4, Chapter 3, Section 1 of the Internal Control and Compliance Manual for Tennessee Municipalities, particularly with regard to submission of an annual report of its business affairs and transactions and the proposed use of the municipal assistance.

Section 4. This resolution shall take effect upon its passage, the public welfare requiring it.

PASSED on October 17, 2013.

Mayor Anthony J. Campbell

ATTEST:

Debbie K. Finch

Debbie K. Finch, City Recorder

APPROVED AS TO FORM AND LEGALITY:

Larry D. Craig, City Attorney

To Julie / Thanks.

Wed is soon enough — not today (Tues)

RESOLUTION NO. 13-008

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING ITS MAYOR AND CHIEF OF PUBLIC SAFETY DEPARTMENT TO ENTER INTO AN INTER-LOCAL COOPERATION AGREEMENT WITH COOPERATING LAW ENFORCEMENT AGENCIES RELATIVE TO MULTI-JURISDICTIONAL SPECIAL WEAPONS AND TACTICS TEAM LAW ENFORCEMENT SERVICES.

WHEREAS, the Town of Kingston Springs Public Safety Department has law enforcement jurisdiction; and

WHEREAS, the law enforcement agencies in Cheatham County, Tennessee, by and through its Sheriffs Department, Town of Ashland City, Police Department, Pleasant View, Tennessee Police Department, and the Town of Kingston Springs desire to implement an Inter-Local Cooperation Agreement to exercise extra territorial law enforcement authority as allowed and permitted under the provisions of Tennessee Code Annotated §6-54-307; and

WHEREAS, a resolution is required for the respective law enforcement agencies to provide services, all in the nature of a mutual aid agreement.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, to wit:

The Mayor of the Town of Kingston Springs and its Chief of Public Safety are here and now expressly authorized to enter into that certain Inter-Local Cooperation Agreement which is exhibited hereto and incorporated by reference herein as a part of this resolution to expressly allow among the law enforcement agencies acting in Cheatham County, Tennessee for multi-jurisdictional special weapons and tactics team (SWAT) whereby law enforcement services outside the respective municipal limits and primary jurisdictional limits can be carried out for full authority and utilization of officers throughout Cheatham County, Tennessee.

RESOLVED this 19th day of December, 2013.

ANTHONY J. CAMPBELL, MAYOR

ATTEST:

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION 14-001

A RESOLUTION PROVIDING FOR THE RETENTION, MAINTENANCE, PRESERVATION, PROTECTION AND SCHEDULED DESTRUCTION OF PUBLIC RECORDS.

WHEREAS, The Town of Kingston Springs, Tennessee has amassed large quantities of records that are inactive and no longer have administrative, fiscal, legal or historical value; and

WHEREAS, Tennessee Code Annotated §10-7-702 requires that municipalities use a records retention manual created by the Municipal Technical Advisory Service ("MTAS") as a guide in establishing public records retention schedules and authorizes the disposal of public records in accordance therewith; and

WHEREAS, the Town of Kingston Springs desires to purge records that are not required to be kept by law and that no longer have value; and

WHEREAS, the Town of Kingston Springs desires to comply with state law.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, THAT

Section 1.

The Town of Kingston Springs hereby adopts and incorporates by reference as if fully stated herein the attached Exhibit 1, **"Records Management for Municipal Governments...a reference guide for city officials and municipal records custodians"** (MTAS 0645 2/05)("the Guide") as may be amended from time to time by MTAS or by federal, state or other local law. The guidelines, appendices and schedule attached hereto are adopted as general guidelines; however, more specific conditions, requirements and reasonable regulations may also be established from time to time, pursuant to Tennessee Code Annotated §10-7-702(b0 relative to the making, filing, storing, exhibiting, copying, disposal and other disposition of the Town's records.

Section 2. – Records Disposition authorization:

A. The disposition of permanent records shall be in accordance with the record retention schedule recommended by the University of Tennessee's Municipal Technical Advisory Service in the GUIDE. However, records may be retained for longer periods when it would be advisable or otherwise helpful to do so.

B. Notwithstanding any provision of law to the contrary, the Town resolves to authorize the disposal of any paper or electronic record of the Town when such is a 'working paper' or temporary paper, as defined in the Guide and by Tennessee Code Annotated §10-7-701 and §10-7-301(13).

C. Permanent paper or electronic records may be destroyed only after the record has been
   1) Photocopied, Photostatted, filmed, microfilmed, preserved by microphotographic process or otherwise reproduced onto computer or removable computer media, including CD-ROM disks or tapes, in accordance with Tennessee Code Annotated §10-7-121; and
   2) Approved for destruction by an authorized position (below)

D. In addition to the City Manager and City Recorder, the following positions are charged with authorizing and approving the retention of documents and the disposition and destruction of records that no longer have administrative, fiscal, legal or historical value.
   1) City attorney
   2) Police Chief
   3) Fire Chief
   4) City Court Clerk
   5) Sewer Director

6) Parks Director

E. The positions described above are charged with maintaining and indexing records. Each department must create and use internal procedures and/or documents designed to ensure the preservation, protection and timely scheduled destruction of city records pursuant to the Guide. Each department may use record inventory worksheet forms suggested in the Guide, as attached hereto, or by creating its own method of maintaining recores so the are easily retrievable and scheduled for proper disposal.

F. Each department shall take all steps necessary to properly dispose of all records to be purged in a timely manner. For records of historical or archival value, such records shall be properly preserved.

G. The City Recorder shall be responsible for conducting an audit of each department once a year to ensure compliance with this policy. Said audit shall, at a minimum, consist of examining random samples of existing documents and record inventories.

Section 3.
BE IT FINALLY RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, that this Resolution shall take effect immediately upon its passage, the health, welfare and safety of the Town residents requiring it.

Witness our hands this 16th day of January, 2014.

ANTHONY T. CAMPBELL, MAYOR

ATTEST:

DEBBIE K. FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION 14-002

A RESOLUTION APPROVING POLICIES FOR INTERNAL FINANCIAL CONTROLS.

WHEREAS, The Town of Kingston Springs, Tennessee is responsible for all safeguarding of public funds and to provide clear instructions to city officers and employees as to how such funds should be accounted for, processed and recorded; and

WHEREAS, the Comptroller of the State of Tennessee has made recommendations to municipalities regarding accepted practices for handling monetary transactions; and

WHEREAS, the Town of Kingston Springs desires to protect all public funds of the Town, free from any possible abuse and misuse; and

WHEREAS, the Town of Kingston Springs desires to comply with the Comptroller's recommendations, and to formally establish a duly-adopted internal financial controls policy,

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, THAT

1. The Town of Kingston Springs hereby adopts the Internal Financial Controls Policy as submitted as EXHIBIT A and attached to this resolution.

2. The Policy may be amended from time to time by the City Manager.

3. The City Recorder shall be responsible for oversight and execution of this policy.

BE IT FINALLY RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, that this Resolution shall take effect immediately upon its passage, the health, welfare and safety of the Town residents requiring it.

Witness our hands this 16th day of January, 2014.

ANTHONY J. CAMPBELL, MAYOR

ATTEST:

Debbie K. Finch

DEBBIE K. FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION NO 14-003

RESOLUTION OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING THE ISSUANCE OF INTEREST BEARING GENERAL OBLIGATION CAPITAL OUTLAY REFUNDING NOTES, SERIES 2014, IN AN AMOUNT NOT TO EXCEED $259,984, AND PROVIDING FOR THE PAYMENT OF SAID NOTES

WHEREAS, the Town of Kingston Springs, Tennessee (the "Municipality"), has pursuant to a resolution previously adopted by the Board of Commissioners (the "Board"), of the Municipality, heretofore issued that certain $510,000 General Obligation Capital Outlay Note, Series 2007, dated August 15, 2007, which is currently outstanding in the principal amount of $259,984 (the "Series 2007 Note"), the proceeds of the Series 2007 Note having been used for the purpose of financing certain public works projects, consisting of paying all costs associated with the replacement of the sewer main and manholes on North Main Street, including construction costs and the cost of materials, engineering, inspections, and necessary paving, the acquisition of all other property real and personal appurtenant thereto and connected with such work, and to pay all legal, fiscal, administrative, and engineering costs, incident thereto;

WHEREAS, the Series 2007 Note currently matures on August 1, 2014 through August 1, 2019, inclusive, and is subject to redemption prior to its maturity at any time at the price of par, plus accrued interest to the date of redemption;

WHEREAS, the Municipality desires to redeem the outstanding principal amount of the Series 2007 Note prior to its maturity in order to lower the interest rate payable by the Municipality on such Series 2007 Note;

WHEREAS, Title 21, Chapter 9, Part 6, Tennessee Code Annotated, as amended (the "Act"), authorizes the extension, renewal, or refunding of capital outlay notes issued under such statute upon the approval of the Director of the Office of State and Local Finance for the State of Tennessee;

WHEREAS, a plan of refunding for the Series 2007 Note and a computation of projected cost savings have been submitted to the Director of the Office of State and Local Finance for review as required by the Act, and a report on the plan of refunding has been issued by such Director of State and Local Finance; and,

WHEREAS, the Board of the Municipality finds it is advantageous to the Municipality to authorize the issuance and sale of not to exceed $259,984 General Obligation Capital Outlay Refunding Notes, Series 2014 (the "Notes"), for the purpose of paying and redeeming the Series 2007 Note.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

Section 1. Authority. The Notes herein authorized shall be issued pursuant to Title 9, Chapter 21, Tennessee Code Annotated, as amended, and other applicable provisions of law.

Section 2. Definitions. Without limiting any other definitions of terms and words in other sections of this Resolution, the following words and terms shall have the meanings indicated unless otherwise plainly apparent from the context:

"Act" means Title 9, Chapter 21, Tennessee Code Annotated, as amended.

"Board" means the Board of Commissioners of the Town of Kingston Springs, Tennessee.

"Code" means the Internal Revenue Code of 1986, as amended, and the applicable regulations of the United States Department of the Treasury promulgated thereunder, as in effect on the date of issuance of the Notes and as hereafter amended, supplemented, or revised insofar as such amendments, supplements, or revisions shall pertain to or affect the Notes.

"Note" means individually, or "Notes" means collectively, the General Obligation Capital Outlay Refunding Notes, Series 2014, of the Municipality authorized by this Resolution of the Board.

Section 3. Authorization. For the purpose of providing funds to redeem the outstanding principal of the Series 2007 Note, there shall be issued pursuant to, and in accordance with, the provisions of Title 9, Chapter 21, Tennessee Code Annotated, as amended, and other applicable provisions of law, the interest bearing capital outlay refunding notes of the Municipality, in the aggregate principal amount of not to exceed $259,984, or such lesser amount as may be determined by the Mayor of the Municipality (the "Mayor") at the time of sale (collectively, the "Notes", individually, the "Note").

The Municipality hereby further certifies that the economic life of the facilities financed with the proceeds of the Series 2007 Note is at least 12 years or more, which was the term of the Series 2007 Note.

Section 4. Terms of the Notes. The Notes shall be designated "General Obligation Capital Outlay Refunding Notes, Series 2014". The Notes shall be issued in registered form, without coupons, in minimum denominations of $5,000. The Notes shall be numbered from 1 upwards, shall be dated the date of issuance and delivery, shall be sold at not less than the par amount thereof, shall bear interest at a rate or rates not to exceed 3% per annum, such interest being payable at such times as agreed upon with the purchaser of such Notes, but in no event less than semiannually each year commencing six months from the dated date or such date as shall be designated by the Mayor (the "Interest Payment Date"), and shall mature not later than August 1, 2019, in the principal amounts and on the dates set forth below:

August 1	Amount
2014	$ 43,000
2015	45,000
2016	47,000
2017	50,000
2018	52,000
2019	22,984

The Notes shall contain such terms, conditions, and provisions other than as expressly provided or limited herein as may be agreed upon by the Mayor of the Municipality and the purchaser of the Notes.

Interest on the Notes shall be payable by check or other form of draft of the "Note Registrar," as such term is hereinafter defined, deposited by the Note Registrar in the United States mail, first class postage prepaid, in sealed envelopes, addressed to the owners of such Notes, as of the applicable Interest Payment Date, at their respective addresses as shown on the registration books of the Municipality maintained by the Note Registrar as of the close of business fifteen (15) calendar days preceding the next Interest Payment Date. The principal of all Notes shall be payable upon presentation and surrender of such Notes at the principal office of the Note Registrar. All payments of the principal of and interest on the Notes shall be made in any coin or currency of the United States of America which, on the date of payment thereof, shall be legal tender for the payment of public and private debts.

Section 5. Redemption. The Notes shall have such redemption provisions as are determined by the Mayor and the purchaser of the Notes at the time of the sale of the Notes; provided, however, no redemption premium shall be greater than 1%.

Section 6. Execution. The Notes shall be executed in the name of the Municipality; shall bear the manual signature of the Mayor; shall be countersigned by the Recorder of the Municipality (the "Recorder"), with his or her manual signature; and, shall have printed or impressed thereon the official seal of the Municipality. In the event any officer whose signature appears on the Notes shall cease to be such officer, such signature shall nevertheless be valid and sufficient for all purposes. The Notes shall be issued in typed, printed, or photocopied form, or any combination thereof, substantially in the form attached hereto as Exhibit "A", with such minor changes therein or such variations thereof as the Mayor may deem necessary or desirable, the blanks to be appropriately completed by the Mayor prior to the issuance of the Notes.

Section 7. Registration, Negotiability, and Payment. (a) The Recorder of the Municipality is hereby appointed the note registrar and paying agent (the "Note Registrar"), and as such shall establish and maintain suitable books (the "Registration Books"), for recording the registration, conversion, and payment of the Notes, and shall also perform such other duties as may be required in connection with any of the foregoing. The Note Registrar is hereby authorized to authenticate and deliver the Notes to the original purchaser thereof, or as he or she may designate, upon receipt by the Municipality of the proceeds of the sale thereof and to authenticate and deliver Notes in exchange for Notes of the same principal amount delivered for transfer upon receipt of the Notes to be transferred in proper form with proper documentation as herein described. The Notes shall not be valid for any purpose unless authenticated by the Note Registrar by the manual signature of the Note Registrar on the certificate set forth in Exhibit "A" hereto. The Notes shall be fully registered as to both principal and interest and shall be fully negotiable upon proper endorsement by the registered owner thereof. No transfer of any Notes shall be valid unless such transfer is noted upon the Registration Books and until such Note is surrendered, canceled, and exchanged for a new Note which shall be issued to the transferee, subject to all the conditions contained herein. Principal of the Notes shall be paid at maturity upon presentation or surrender of the Notes at the principal office of the Note Registrar, and payment in such manner shall forever discharge and release the obligation of the Municipality to the extent of the principal and interest so paid.

(b) The Municipality may from time to time at its discretion remove the Note Registrar and appoint a successor Note Registrar to whom all records, documents, and instruments relating to its duties as Note Registrar shall be delivered. Any successor Note Registrar shall be appointed by resolution of the Municipality, and shall be a trust company or bank having the powers of a trust company, having, at the time of such appointment, a combined capital, surplus, and undivided profits aggregating at least Ten Million Dollars ($10,000,000), and be willing and able to accept the office of Note Registrar on reasonable and customary terms, and authorized by law to perform all duties imposed upon it by this Resolution.

(c) In the event that any amount payable on any Note as interest shall at any time exceed the rate of interest lawfully chargeable thereon under applicable law, then any such excess shall, to the extent of such excess, be applied against the principal of such Note as a prepayment thereof without penalty, and such excess shall not be considered to be interest. All rates of interest specified herein shall be computed on the basis of a three hundred sixty (360) day year composed of twelve (12) months of thirty (30) days each.

Section 8. Transfer of Notes. Each Note shall be transferable only on the registration books maintained by the Note Registrar at the principal office of the Note Registrar, upon the surrender for cancellation thereof at the principal office of the Note Registrar, together with an assignment of such Note duly executed by the owner thereof or his, her or its attorney or legal representative, and upon payment of the charges hereinafter provided, and subject to such other limitations and conditions as may be provided therein or herein. Upon the cancellation of any such Note, the Note Registrar shall, in exchange for the surrendered Note or Notes, deliver in the name of the transferee or transferees a new Note or Notes of authorized denominations, of the same aggregate principal amount, maturity, and rate of interest as such surrendered Note or Notes, and the transferee or transferees shall take such new Note or Notes subject to all of the conditions herein contained.

Section 9. Regulations with Respect to Transfers. In all cases in which the privilege of transferring Notes is exercised, the Municipality shall execute, and the Note Registrar shall deliver, Notes in accordance with the provisions of this Resolution. For every transfer of Notes, whether temporary or definitive, the Municipality and the Note Registrar may make a charge, unless otherwise herein to the contrary expressly provided, sufficient to pay for any tax, fee, or other governmental charge required to be paid with respect to such transfer, all of which taxes, fees, and other governmental charges shall be paid to the Municipality by the person or entity requesting such transfer as a condition precedent to the exercise of the privilege of making such transfer. Neither the Municipality nor the Note Registrar shall be obligated to transfer any Note during the fifteen (15) calendar days next preceding any Interest Payment Date.

Section 10. Mutilated, Lost, Stolen, or Destroyed Notes. In the event any Note issued hereunder shall become mutilated, or be lost, stolen, or destroyed, such note shall, at the written request of the registered owner, be canceled on the Registration Books and a new Note shall be authenticated and delivered, corresponding in all aspects but number to the mutilated, lost, stolen, or destroyed Note. Thereafter, should such mutilated, lost, stolen, or destroyed Note or Notes come into possession of the registered owner, such Notes shall be returned to the Note Registrar for destruction by the Note Registrar. If the principal on said mutilated, lost, stolen, or destroyed Note shall be due within fifteen (15) calendar days of receipt of the written request of the registered owner for authentication and delivery of a new Note, payment therefor shall be made as scheduled in lieu of issuing a new Note. In every case the registered owner shall certify in writing as to the destruction, theft, or loss of such Note, and shall provide indemnification satisfactory to the Municipality and to the Note Registrar, if required by the Municipality and the Note Registrar.

Any notice to the contrary notwithstanding, the Municipality and all of the officials, employees, and agents thereof, including the Note Registrar, may deem and treat the registered owners of the Notes as the absolute owners thereof for all purposes, including, but not limited to, payment of the principal thereof, and the interest thereon, regardless of whether such payment shall then be overdue.

Section 11. Authentication. Only such of the Notes as shall have endorsed thereon a certificate of authentication, substantially in the form set forth in Exhibit "A" hereto duly executed by the Note Registrar shall be entitled to the rights, benefits, and security of this Resolution. No Note shall be valid or obligatory for any purpose unless, and until, such certificate of authentication shall have been duly executed by the Note Registrar. Such executed certificate of authentication by the Note Registrar upon any such Note shall be conclusive evidence that such Note has been duly authenticated and delivered under the Resolution as of the date of authentication.

Section 12. Source of Payment and Security. The Notes, as to both principal and interest, shall be payable from funds of the Municipality legally available therefor and to the extent necessary from ad valorem taxes to be levied on all taxable property within the corporate limits of the Municipality without limitation as to time, rate, or amount. Said Notes shall be a direct general obligation of the Municipality, for which the punctual payment of the principal of and interest on the Notes, the full faith and credit of the Municipality is irrevocably pledged.

Section 13. Levy of Taxes. For the purpose of providing for the payment of the principal of and interest on the Notes, to the extent necessary, there shall be levied in each year in which such Notes shall be outstanding a direct tax on all taxable property in the Municipality, fully sufficient to pay all such principal and interest falling due prior to the time of collection of the next succeeding tax levy. Said tax shall be assessed, collected, and paid at the time, and in the same manner, as the other taxes of said Municipality, shall be in addition to all other taxes, and shall be without limitation as to time, rate, or amount, and for that purpose there is hereby levied a direct annual tax in such amount as may be found necessary each year to pay said principal of and interest on the Notes maturing in said year. Principal or interest falling due at any time when there shall be insufficient funds on hand from such tax levy for the payment thereof shall be paid from

the general fund or other available funds of the Municipality, but reimbursement therefor may be made from the taxes herein provided when the same shall have been collected. Such taxes levied and collected therefor shall be deposited in a the general fund or debt service fund and used solely for the payment of principal of and interest on the Notes as the same shall become due.

Section 14. Approval of Director of the Office of State and Local Finance. Anything herein contained to the contrary notwithstanding, no Notes authorized under this Resolution shall be issued, sold, or delivered, unless and until such Notes shall first have been duly approved by the Director of the Office of State and Local Finance of the State of Tennessee as provided by Section 9-21-601 et. seq., Tennessee Code Annotated, as amended. The Mayor, Recorder, Town Attorney, and Bond Counsel are hereby authorized to take or cause to be taken such steps as are necessary to obtain such approval. After the issuance and sale of the Notes, and for each year that any of the Notes are outstanding, the Municipality shall submit its annual budget to the Office of State and Local Finance for approval immediately upon the Municipality's adoption of the budget.

Section 15. Sale of Notes. The Notes herein authorized are authorized to be sold by the Mayor by the informal bid process at a price of not less than par and accrued interest.

Section 16. Disposition of Note Proceeds. The proceeds from the sale of the Notes shall be paid to the official of the Municipality designated by law as the custodian of the funds thereof. Said proceeds shall be used, together with other available funds of the Municipality, to redeem the outstanding principal of the Series 2007 Note on the first available date, but in no event later than eighty-nine (89) days from the date of issuance of the Notes.

Section 17. Designation of Notes as Qualified Tax-Exempt Obligations. The Municipality hereby designates the Notes as "qualified tax-exempt obligations" within the meaning and for the purpose of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended. The Municipality reasonably anticipates that the amount of tax-exempt obligations (other than obligations described in Section 265(b)(3)(C)(ii)) which will be issued during the calendar year by the Municipality (i) any issuer with respect to which the Municipality is deemed to be an "on behalf of" issuer, and (ii) all subordinate entities which are treated as one issuer under Section 265(b)(3)(E) of the Code, will not exceed $10,000,000, and not more than $10,000,000 of obligations issued by the Municipality (together with those issued by any other issuers that are treated as on issuer under such Section 265(b)(3)) during the 2014 calendar year will be designated as "qualified tax-exempt obligations".

Section 18. Non-Arbitrage Certification. The Municipality certifies and covenants with the owners of the Notes that so long as the principal of any Note remains unpaid, monies on deposit in any fund or account in connection with the Notes, whether or not such monies were derived from the proceeds of the sale of the Notes or from any other source, will not be used in a manner which will cause the Notes to be "arbitrage Notes" within the meaning of Section 148 of the Code, and any lawful regulations promulgated thereunder, as the same presently exist, or may from time to time hereafter be amended, supplemented, or revised. The Municipality reserves the right, however, to make any investment of such monies permitted by Tennessee law and this Resolution if, when and to the extent that said Section 148 or regulations promulgated thereunder shall be repealed or relaxed or shall be held void by final decision of a court of competent jurisdiction, but only if any investment made by virtue of such repeal, relaxation, or decision would not, in the opinion of counsel of recognized competence in such matters, result in making the interest on the Notes subject to inclusion in gross income of the owners thereof for federal income tax purposes.

The Municipality covenants that it shall comply with Section 148(f) of the Code, unless legally exempted therefrom and it represents that in the event it shall be required by Section 148(f) of the Code to pay "Rebatable Arbitrage," as defined in the regulations promulgated under the Code, to the United States Government, it will make such payments as and when required by said Section 148(f) and will take such

other actions as shall be necessary or permitted to prevent the interest on the Notes from becoming subject to inclusion in federal gross income of the owners of the Notes for purposes of federal income taxation.

Section 19. Resolution a Contract. The provisions of this Resolution shall constitute a contract between the Municipality and the owners of the Notes, and after the issuance of the Notes, no change, variation, or alteration of any kind in the provisions of this Resolution shall be made in any manner, until such time as all installments of the principal of and interest on the Notes shall have been paid in full or the consent of the registered owners of the Notes has been obtained; provided, however, that the Municipality is hereby authorized to make such amendments to this Resolution as will not impair the rights or security of the owners of the Notes.

Section 20. No Action to be Taken Affecting Validity of the Notes. The Municipality hereby covenants and agrees that it will not take any action, that would in any manner affect the validity of the Notes or limit the rights and remedies of the owners from time to time of such Notes. The Municipality further covenants that it will not take any action that will cause the interest on the Notes to be subject to inclusion in gross income of the owners thereof for purposes of federal income taxation.

Section 21. Miscellaneous Acts. The Mayor, the Recorder, and all other appropriate officials of the Municipality are hereby authorized, empowered, and directed to do any and all such acts and things, and to execute, acknowledge, and deliver all such documents, instruments, and certifications, specifically including but not limited to, making arbitrage certifications and executing a note purchase agreement in connection with the purchase of the Notes, in addition to those acts, things, documents, instruments, and certifications hereinbefore authorized and approved, as may in their discretion, be necessary or desirable to implement or comply with the intent of this Resolution; or any of the documents herein authorized and approved; or for the authorization, issuance, and delivery of the Notes and for the prepayment of the Series 2007 Note.

Section 22. Failure to Present Notes. Subject to the provisions of Section 3 hereof, in the event any Note shall not be presented for payment when the principal becomes due at maturity and in the event monies sufficient to pay such Note shall be held by the Note Registrar for the benefit of the owner thereof, all liability of the Municipality to such owner for the payment of such Note shall forthwith cease, terminate, and be completely discharged. Thereupon, the Note Registrar shall hold such monies, without liability for interest thereon, for the benefit of the owner of such Note who shall thereafter be restricted exclusively to such monies for any claim under this Resolution or on, or with respect to, said Note, subject to escheat or other similar law, and any applicable statute of limitation.

Section 23. Payments Due on Saturdays, Sundays, and Holidays. Whenever the interest on or principal of any Note is due on a Saturday or Sunday or, at the place designated for payment, a legal holiday or a day on which banking institutions are authorized by law to close, then the payment of the interest on, or the principal of, such Note need not be made on such date but must be made on the next succeeding day not a Saturday, Sunday, or a legal holiday or a day upon which banking institutions are authorized by law to close, with the same force and effect as if made on the date of maturity; and no interest shall accrue for the period after such date.

Section 24. No Recourse Under Resolution or on Notes. All stipulations, promises, agreements, and obligations of the Municipality contained in this Resolution shall be deemed to be the stipulations, promises, agreements, and obligations of the Municipality and not of any officer, director, or employee of the Municipality in his or her individual capacity, and no recourse shall be had for the payment of the principal of or interest on the Notes or for any claim based thereon or under this Resolution against any officer, director, or employee of the Municipality or against any official or individual executing the Notes.

Section 25. Severability. If any section, paragraph, or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, or provision shall not affect any of the remaining provisions hereof.

Section 26. Repeal of Conflicting Resolutions and Effective Date. All resolutions and orders, or parts thereof, in conflict with the provisions of this Resolution, are, to the extent of such conflict, hereby repealed, and this Resolution shall be in effect as of the date of its adoption the welfare of the Municipality requiring it.

Approved and adopted this 20th day of February, 2014.

Mayor

Attest:

Debbie K. Finch
Recorder

STATE OF TENNESSEE)
COUNTY OF CHEATHAM)

I, Debbie K. Finch, hereby certify that I am the duly qualified and acting Recorder of the Town of Kingston Springs, Tennessee (the "Municipality"), and, as such official, I further certify as follows: (1) that attached hereto is a copy of a resolution excerpted from the minutes of the meeting of the Board of Commissioners (the "Board"), of said Municipality held on February 20, 2014; (2) that I have compared said copy with the original minute record of said meeting in my official custody; (3) that said copy is a true, correct, and complete transcript from said original record insofar as said original record relates to, among other matters, the authorization of the issuance of not to exceed $259,984 General Obligation Capital Outlay Refunding Notes, Series 2014, by said Municipality; (4) that the actions by said Board including the aforementioned, at said meeting were promptly and duly recorded by me in a book kept for such purpose; and, (5) that a quorum of the members of said Board was present and acting throughout said meeting.

WITNESS my official signature and the seal of said Municipality this 20th day of February, 2014.

(SEAL)

TOWN OF KINGSTON SPRINGS
OFFICIAL
SEAL
TENNESSEE

Debbie K. Finch
Recorder

EXHIBIT "A"

(FORM OF NOTE)

Registered
No._____

Registered
$

UNITED STATES OF AMERICA
STATE OF TENNESSEE
TOWN OF KINGSTON SPRINGS
GENERAL OBLIGATION CAPITAL OUTLAY REFUNDING NOTE,
SERIES 2014

Interest Rate: Maturity Date: Dated Date:

Registered Owner:

Principal Amount:

THE TOWN OF KINGSTON SPRINGS, TENNESSEE (the "Municipality"), a lawfully organized and existing municipal corporation, for value received, hereby acknowledges itself indebted and promises to pay, as hereinafter set forth, in the manner hereinafter provided, to the Registered Owner identified above, or registered assigns as hereinafter provided, on the Maturity Date identified above, upon the presentation and surrender hereof at the office of the Recorder, Town Hall, Kingston Springs, Tennessee, or its successor as registrar and paying agent (the "Note Registrar"), the Principal Amount identified above, and to pay interest on said Principal Amount from the date hereof, or such later date as to which interest has been paid, to the Maturity Date, semiannually on February 1 and August 1 of each year, commencing August 1, 2014, at the Interest Rate per annum set forth above, by check, draft, or warrant to the Registered Owner hereof at the address shown on the registration books of the Note Registrar on the fifteenth (15th) calendar day next preceding an interest payment date, in any coin or currency of the United States of America which on the date of payment thereof is legal tender for the payment of public and private debts.

In the event that any amount payable hereunder as interest shall at any time exceed the rate of interest lawfully chargeable on this note under applicable law, any such excess shall, to the extent of such excess, be applied against the principal hereof as a prepayment thereof without penalty, and such excess shall not be considered to be interest. All rates of interest specified herein shall be computed on the basis of a three hundred sixty (360) day year composed of twelve (12) months of thirty (30) days each.

The principal hereof and interest hereon shall bear interest from and after their respective due dates (whether by acceleration, demand, or otherwise) at the same rate of interest payable on the principal hereof.

Section 9-21-117, Tennessee Code Annotated, as amended, provides that this note and the income therefrom is exempt from all state, county, and municipal taxation in the State of Tennessee, except inheritance, estate, and transfer taxes and except as otherwise provided in said Code.

This note is one of a series of notes known as "General Obligation Capital Outlay Refunding Notes, Series 2014" (the "Notes"), issued by the Municipality in the aggregate principal amount of

$259,984. The Notes which are issued for the purpose of paying and redeeming the outstanding principal of that certain $510,000 General Obligation Capital Outlay Note, Series 2007, dated August 15, 2007, which is currently outstanding in the principal amount of $259,984 (the "Series 2007 Note"), the proceeds of the Series 2007 Note having been used for the purpose of financing certain public works projects, consisting of paying all costs associated with the replacement of the sewer main and manholes on North Main Street, including construction costs and the cost of materials, engineering, inspections, and necessary paving, are authorized by an appropriate resolution of the Board of Commissioners and particularly that certain Resolution of the Board of Commissioners adopted on February 20, 2014, as such resolution may be from time to time amended or supplemented in accordance with its terms (such resolution, as so amended or supplemented, being herein called, the "Resolution"), and are issued pursuant to, and in full compliance with, the Constitution and the statutes of the State of Tennessee, including, but not limited to, Title 9, Chapter 21, Tennessee Code Annotated, as amended (the "Act"). Copies of the Resolution are on file at the office of the Recorder of the Municipality, and reference is hereby made to the Resolution and the Act, for a more complete statement of the terms and conditions upon which the Notes are issued thereunder, the rights, duties, immunities, and obligations of the Municipality, and the rights of the Registered Owner hereof.

This Note and interest hereon is payable from funds of the Municipality legally available therefor and to the extent necessary from ad valorem taxes to be levied on all taxable property in the Municipality without limitation as to time, rate, or amount. For the prompt payment of this note, both principal and interest, as the same shall become due, the full faith and credit of the Municipality are hereby irrevocably pledged.

The Municipality has designated the Notes as "qualified tax-exempt obligations" pursuant to Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.

This note is transferable by the Registered Owner hereof in person or by his, her, or its attorney or legal representative at the office of the Note Registrar, but only in the manner and subject to the limitations and conditions provided in the Resolution and upon surrender and cancellation of this note. Upon any such transfer, the Municipality shall execute, and the Note Registrar shall authenticate and deliver in exchange for this note, a new fully registered note or notes, registered in the name of the transferee, in authorized denominations, in an aggregate principal amount equal to the principal amount of this note, of the same maturity and bearing interest at the same rate. For every transfer of notes, whether temporary or definitive, the Municipality and the Note Registrar may make a charge, unless otherwise herein to the contrary expressly provided, sufficient to pay for any tax, fee, or other governmental charge required to be paid with respect to such transfer, all of which taxes, fees, or other governmental charges shall be paid to the Municipality by the person or entity requesting such transfer as a condition precedent to the exercise of the privilege of making such transfer.

The Municipality and the Note Registrar may deem and treat the person or entity in whose name this note is registered as the absolute owner hereof, whether such note shall be overdue or not, for the purpose of making payment of the principal of and interest on this note and for all other purposes. All such payments so made shall be valid and effectual to satisfy and discharge the liability upon this note to the extent of the sum or sums so paid, and neither the Municipality nor the Note Registrar shall be affected by any notice to the contrary.

The Notes are issuable only as fully registered Notes, without coupons, in minimum denominations of $5,000. At the office of the Note Registrar, in the manner and subject to the limitations, conditions, and charges provided in the Resolution, fully registered Notes may be exchanged for an equal aggregate principal amount of fully registered Notes of the same maturity, of authorized denominations, and bearing interest at the same rate.

Redemption Provisions – to be supplied

This note shall have all the qualities and incidents of, and shall be, a negotiable instrument under, the Uniform Commercial Code of the State of Tennessee, subject only to provisions respecting registration of such note. This note is issued with the intent that the laws of the State of Tennessee shall govern its construction.

It is hereby certified, recited, and declared that all acts and conditions required to be done and to exist precedent to the issuance of, this note in order to make this note a legal, valid, and binding obligation of the Municipality, have been done, and did exist in due time and form as required by the Constitution and statutes of the State of Tennessee; and that this note and the issue of which it is a part, together with all other indebtedness of such Municipality, does not exceed any limitation prescribed by the Constitution or statutes of the State of Tennessee.

IN WITNESS WHEREOF, THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, has caused this note to be signed by the manual signatures of the Mayor and the Recorder and its official seal, to be impressed or imprinted hereon, all as of 2-20-, 2014.

Department Has a New Website

The site has easy links to helpful things like

Interest Heating Up in the August Election!

There is an important election coming on August 7th. It is the time to start thinking about. Petitions may be

IMPORTANT DATES FOR AUGUST 7TH, 2014 ELECTION

1. Petitions may be picked up from January 3rd, 2014 on
2. March 20th, 2014 is the last day for Sheriff candidate's to file

Sophie Bruzewski
Fiona Mikhail
Kaitlyn Miller
Cam Summers
Sarah Whitehead
John Dalton
Logan Johnston
Hunter Lawrence
Jacob Capps

3rd Grade A Honor Roll

Gracie Guthrie
Sophie Bruzewski
Fiona Mikhail
Kaitlyn Miller
Cam Summers
Sarah Whitehead
John Dalton
Logan Johnston
Hunter Lawrence
Jacob Capps

4th Grade Citizenship Award

Aden Cook
Aidan Moss
Emily Hardcastle
Katelynn Petty
Annaliese Harris
Lexi Thompson
Jillian Harris
Chalen Capps
Dustin Hovater
Logan Arno
Evan Neely
Emily Hardcastle
Rachel Sullivan
Harper Tolle
Erin Woodard
Dylan Black
Cooper Edwards
Bekah Franck
Halee McKaskle
Chalen Capps
Avery Hickerson
Jacob Qubeck
Averi Williams

4th Grade A/B Honor Roll

Dustin Hovater
Jordan Boyd
Evan Neely
Aiden Moss
Katelyn Tant
Katelyn Petty
Kyler Hartley
Erin Woodard
Clay Merek
Dylan Black
Brianna Sobo
Logan Arno
Alexia Tyler
Mitchell Brown
Ava Cirigliano
Kensey Martin
Deametris Kelly
Carl Perkins
Nathan Beasley

www.pegramfbc.org

Every Second Sunday
2:00 p.m.

(615) 952 - 9123
David Denson, Pastor

PEGRAM CHURCH OF CHRIST
Sunday Classes: 9 a.m.
Sun. Worship: 10:15 a.m.
Wed. Night: 6:30 p.m.
5019 Wallup Road 646-6808
TO BE THE ARMS OF CHRIST
MINISTERS:
Jason Allison
Aaron Johnson

A Smile For Each Generation
• *Clear Braces Available*
• *Insurance Accepted*
• *Convenient Payment Plan*
• *Complimentary Exam*

Mark Mappes, D. D. S., M.S.
Orthodontics and Facial Orthopedics For Adults and Children
7640 Hwy. 70 South, Suite 105 - Bellevue
662-0062

TOWN OF KINGSTON SPRINGS CITY HALL
Open Weekdays: 8 am - 4:00 pm
PLANNING COMMISSION MEETING · 2nd Thursday, 7 pm
Design Review Commission - 2nd Thursday, 7 pm
CITY COMMISSION MEETING · 3rd Thursday, 7 pm
City Hall • 396 Spring Street • 952-2110
Meeting Hall • 420 N. Main
City Hall E-Mail: CityManager@kingstonsprings-tn.gov
Public Safety Dept. E-mail: kspsd@aol.com
Web pages of interest: http://www.kingstonsprings.net
Sewer customer emergency after hours: 887-5400

Tutoring, Arts & Crafts, Singer Songwriter Nights, Worship, Bible Study, Parents Night Out
The Way Community Center
536 Hwy. 70
Pegram, TN 37143
615-953-1291
www.thewaycommunitycenter.org

TOWN OF KINGSTON SPRINGS, TENNESSEE
396 SPRING STREET
KINGSTON SPRINGS, TENNESSEE 37082

February 21, 2014

Ms. Sandra Thompson
Director, Office of State and Local Finance
James K. Polk Building
505 Deaderick Street, Suite 1600
Nashville, Tennessee 37243

Hand Delivered

Re: $259,984 General Obligation Capital Outlay Refunding Note, Series 2014, of the Town of Kingston Springs, Tennessee

Dear Ms. Thompson:

Pursuant to Title 9, Chapter 21, Part 6, Tennessee Code Annotated, the Town of Kingston Springs, Tennessee (the "City"), requests approval for the issuance of a $259,984 General Obligation Capital Outlay Refunding Note, Series 2014 (the "Note"). The proceeds of the Note will be used to refund the outstanding principal of that certain $510,000 General Obligation Capital Outlay Note, Series 2007, dated August 15, 2007, which is currently outstanding in the principal amount of $259,984 (the "Series 2007 Note"), the proceeds of the Series 2007 Note having been used for the purpose of financing all costs associated with the replacement of the sewer main and manholes on North Main Street, including construction costs and the cost of materials, engineering, inspections, and necessary paving. The City filed a plan of refunding with your office and received a report thereon, dated January 31, 2014.

The Note will be sold at a rate of interest not to exceed 3% per annum and will mature and have such others terms as set forth in the resolution authorizing the issuance of the Notes, an executed copy of which is enclosed herewith.

The City has adopted a Debt Policy as required, a copy of which is enclosed herewith. The Note issue complies with such Debt Policy since it fits within the definition of debt set forth in such policy. We also are obtaining the necessary approval from your office as specified in such policy. The City complied with the transparency provisions set forth in the policy since a notice of the meeting was published in the local paper, all costs, the term of the note issue, and the debt service schedule were clearly presented and disclosed at the meeting at which the resolution was adopted. The note issue fits within the types and limits of debt set forth in the policy. The Note will have a repayment schedule with the same principal payments as the Series 2007 Note.

The City is requesting approval for the issuance of the Note through the informal bid process. The closing costs associated with the sale of the Note will be $500 for bond and tax counsel. The City represents that the proposed sale is feasible, is in the best interest of the City, and that it can amortize the proposed Note together with all other indebtedness currently outstanding, and hereby requests your approval of the issuance of the Note.

Yours truly,

TOWN OF KINGSTON SPRINGS, TENNESSEE

By _____
Tony Campbell, Mayor

Enclosures

xc: Linda Mooningham
Tennessee Municipal Bond Fund

TOWN OF KINGSTON SPRINGS, TENNESSEE
NOT TO EXCEED $259,984
GENERAL OBLIGATON CAPITAL OUTLAY REFUNDING NOTE,
SERIES 2014

As required by Title 9, Chapter 21, Part 609, Tennessee Code Annotated, this information is being submitted to the Director of State and Local Finance to request approval to issue these notes by the informal bid process:

1. **The informal bid process is feasible.**
2. **The informal bid process is in the best interest of the Local Government.**
3. **The Local Government will be able to amortize these notes together with all other outstanding obligations.**
4. **Interest rates were obtained by telephone or in writing from the following financial institutions (at least three should be contacted, if possible):**

   First Tennessee Bank
   Fifth Third Bank National Association
   Community Bank of East Tennessee
   Trustmark National Bank

   <u>If only one financial institution was contacted, a separate statement must be submitted explaining why only one was contacted.</u>

____There are no issuance costs associated with these notes.

___x__ There are issuance costs, and they are itemized as follows:

1.	Financial advisor fees:	_____
2.	Legal counsel fees:	___$500_____
3.	Credit enhancement fees:	_____
4.	Registration fees:	_____
5.	Paying agent fees:	_____
6.	Rating agency fees:	_____
7.	Underwriters' fees:	_____
8.	Re-marketing agent fees:	_____
9.	Printing and advertising:	_____
10.	Other expenses:	_____

Signed: _____
Tony Campbell, Mayor
Town of Kingston Springs, Tennessee

RESOLUTION NO. 14-004

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, ACKNOWLEDGING AN UPDATED EMPLOYEE WORK POLICY APPLICABLE TO PERSONNEL OF THE MUNICIPALITY.

WHEREAS, personnel policies of the municipality have heretofore been adopted and are officially known as and referred to as the "Employee Work Policy"; and

WHEREAS, the Employee Work Policy is reviewed from time to time and modified due to changes in state and federal law and for purposes of clarification; and

WHEREAS, the 2010 Policy for Recognitions was not included in the Employee Work Policy and such should be updated and amended.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

The Employee Work Policy of the Town of Kingston Springs, Tennessee, which is a personnel policy manual, is here and now updated and amended to include employee service awards, formerly in a Recognitions Policy of the Town of Kingston Springs, Tennessee, adopted in February, 2010. The Employee Work Policy is here and now amended to reflect the Employee Service Awards provisions in Section V(F).

This resolution shall take effect upon adoption.

RESOLVED this 17th day of April, 2014.

ANTHONY J. CAMPBELL, MAYOR

ATTEST:

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION NO. 14-005

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING A GRANT TO THE CHEATHAM COUNTY BOARD OF EDUCATION AS A ONE TIME NON-RECURRING GRANT TO BE USED AT HARPETH HIGH SCHOOL FOR AN EDUCATIONAL CLASS PROJECT BY THE SENIOR CLASS OF 2014.

WHEREAS, the Board of Commissioners finds it desirable to make a grant to the Cheatham County Board of Education for educational purposes benefitting the community and Harpeth High School.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that a grant in the amount of Five Hundred ($500.00) Dollars be made to the Cheatham County Board of Education. Designation of the grant is for allocation by said Board of Education to Harpeth High School for the Senior Class 2014 project which is in the nature of an educational grant benefitting the high school situated in the municipality and benefitting the greater community. Authorization is expressly made for the City Recorder to allocate and pay over said grant sum to the Cheatham County Board of Education as a one time non-recurring educational grant.

RESOLVED this 15th day of May, 2014.

ANTHONY J. CAMPBELL, MAYOR

ATTEST:

Debbie K. Finch

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION NO. 14-006

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, PURSUANT ITS DULY ADOPTED EMPLOYEE WORK AND PERSONNEL POLICY RECOGNIZING DEBBIE K. FINCH FOR TWENTY-FIVE YEARS OF EMPLOYEE SERVICE UNTO THE TOWN OF KINGSTON SPRINGS, TENNESSEE.

WHEREAS, the Board of Commissioners of the Town of Kingston Springs has heretofore adopted an employee work and personnel policy providing *inter alia* that recognition be made as to employees who reach certain milestones of service unto the municipality; and

WHEREAS, Debbie K. Finch, as an employee and the duly appointed City Recorder has now reached twenty-five (25) years of service as an employee of the municipality and should be so recognized by this resolution and the designated award, pursuant to the duly adopted policy, be made.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

Debbie K. Finch has served the municipality as an employee for a period of twenty-five (25) years. Her service as an employee and public service, currently as the City Recorder for the municipality, is worthy of recognition for her diligent work effort, meritorious service and certification training for her many years of service. The Board of Commissioners, pursuant to its duly adopted employee work and personnel policy, is pleased to recognize Debbie K. Finch and to make the appropriate service award.

It is further RESOLVED that all due recognition be given to Debbie K. Finch for this milestone award. The Town of Kingston Springs is grateful to her for her dedication and continuing service to the municipality.

RESOLVED this 15th day of May, 2014.

ANTHONY J. CAMPBELL, MAYOR

ATTEST:

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION NO. 14-007

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, PURSUANT TO TITLE 12, SECTION 12-103, PERMIT FEES, REPEALING THE EXISTING PERMIT FEE SCHEDULE AS HERETOFORE ADOPTED PURSUANT TO ORDINANCE NO. 10-008 SETTING FORTH A NEW PERMIT FEE SCHEDULE TO BECOME EFFECTIVE UPON ADOPTION OF THIS RESOLUTION.

WHEREAS, Ordinance 10-008 heretofore adopted by the Town of Kingston Springs as to building, utility, etc. codes, subsequently codified in Title 12 of the Municipal Code of Ordinances, did at Section 12-103 authorize adoption of permit fees as set and established by resolution of the Board of Commissioners; and

WHEREAS, the Board of Commissioners finds it desirable to amend said permit fee schedule.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, to wit:

1. The existing permit fee schedule, inclusive of planning fees, as heretofore adopted by Ordinance No. 10-008, and codified in Section 12-103, Municipal Code of Ordinances, is here and now repealed.

2. Substituted in lieu of the repealed permit fee schedule is a newly revised and adopted fee schedule, attached hereto as Exhibit "A" and incorporated by reference herein, to become the effective permit fee schedule, inclusive of planning fees, to be paid in accordance with the issuance of all future permits, as designated, and to become effective upon adoption.

RESOLVED this 15th day of May, 2014.

ANTHONY J. CAMPBELL, MAYOR

ATTEST:

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

EXHIBIT "A"

PERMIT FEE SCHEDULE
(Inclusive of Planning Fees)

Building Permits	$ 0.60 sq. ft
Bldg. Permit, minimum (unless otherwise scheduled)	$ 50.00
Residential Addition	$ 0.60 sq. ft
Remodeling Permit - resid.	$ 50.00
Roof Replacement	$ 25.00
Commercial Bldg. Permit ($50 min)	$ 0.60 sq. ft
Plans Review - Residential	$150.00
Plans Review - Commercial	$500.00
Swimming Pool - in ground	$100.00
Swimming Pool - above ground	$ 50.00
Grading and Excavation	$ 50.00
Blasting	$ 25.00
Demolition	$ 50.00
Temporary Use	$ 50.00
Sprinkler Plan Review (opt.)	$150.00
Pre-Fab Accessory structure < 200 sq. ft.*	$ 35.00
Accessory structure < 200 sq. ft	$ 50.00
Accessory structure > 200 sq. ft	$ 0.60 sq. ft
Agric. Accessory Bldg. permit	$150.00
Single Wide Permit Bldg.	$150.00
Single Wide Permit - Removal	$ 50.00
Driveway Permit	$ 25.00
Permit renewal/extension	$ 50.00
Re-Inspection fee	$ 50.00
Recording Fee - 1st sheet/2nd at cost	$ 40.00
No permit fine/fee	double fee/IBC
Rezone	$150.00
Zoning Appeals Application	$150.00
Construction Appeals Applic.	$150.00
Site Plan (+pass through)**	$150.00
Minor Subdiv. (4 lots or less)**	$350.00
Major Subdiv. (5 lots or more)**	$500.00
Zoning Ordinance Book	$ 35.00
Subdiv. Regulations Book	$ 35.00
Sign Ordinance	$ 10.00

*Applies to off-site fabricated storage buildings and carport covers manufactured off-site, but assembled on-site.

** Plus "pass-through" charges billed from the Town of Kingston Springs to the applicant for professional review costs. Payment is due prior to final approvals.

RESOLUTION NO. 14-008

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING THE MAYOR TO ENTER INTO AN INTER-LOCAL AGREEMENT WITH CHEATHAM COUNTY, TENNESSEE, ANIMAL CONTROL DIVISION, WHEREBY ANIMAL CONTROL UNDER TITLE 10, KINGSTON SPRINGS MUNICIPAL CODE, AND THE "TENNESSEE ANTI-RABIES LAW" OR OTHER APPLICABLE STATE LAW CAN BE CARRIED OUT AND ENFORCED WITHIN THE MUNICIPAL LIMITS OF THE TOWN BY ANIMAL CONTROL OFFICERS OF CHEATHAM COUNTY, TENNESSEE.

WHEREAS, Title 10 of the Kingston Springs Municipal Code, and the "Tennessee Anti-Rabies Law", Tennessee Code Annotated, 68-8-108 and 68-8-109, and other applicable law, provides requirements for dogs within Sections 10-101, et seq. and enforcement for violations thereof, and Chapter 2, Dangerous and Vicious Animals, Section 10-201, et seq. as to prohibitions and enforcement thereof for violation; and

WHEREAS, the citizens of the municipality and Cheatham County taxpayers fund the animal control division operated by Cheatham County, Tennessee for rabies control and animal control with appropriate facilities and personnel therefor; and

WHEREAS, the Town of Kingston Springs does not have the facilities or personnel to carry out animal control and impoundment and it is desirable to enter into an inter-local agreement with Cheatham County, Tennessee whereby the designated animal control officers can enforce the provisions under state law and local law within the municipality for violations provided in Title 10, Kingston Springs Municipal Code.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that the mayor of the municipality is here and now authorized to enter into an inter-local agreement with Cheatham County, Tennessee, Animal Control Division, to carry out within the municipal limits animal control in accordance with applicable state law and under Title 10 of the Kingston Springs municipal code. This resolution is necessary and desirable for the public welfare.

RESOLVED this 17th day of July, 2014.

ANTHONY J. CAMPBELL, MAYOR

ATTEST:

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

INTER-LOCAL AGREEMENT FOR ANIMAL CONTROL AND ENFORCEMENT WITHIN THE MUNICIPAL LIMITS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE WITH CHEATHAM COUNTY, TENNESSEE ANIMAL CONTROL DIVISION

THIS INTER-LOCAL AGREEMENT made and entered into on the respective dates of execution by the duly authorized signatories below on behalf of the respective governmental entities, the Town of Kingston Springs, Tennessee, and Cheatham County, Tennessee, Animal Control Division, acknowledging, agreeing and stating as follows:

WHEREAS, the Town of Kingston Springs, Tennessee has by Resolution No. 14-008 authorized its mayor to enter into an inter-local agreement to carry out animal control enforcement within the municipality; and

WHEREAS, the Animal Control Division of Cheatham County, Tennessee, by and through its director, is duly authorized to execute this agreement and willing to carry out animal control, impoundment and enforcement within the municipal limits of the Town of Kingston Springs.

NOW, pursuant to Tennessee Code Annotated 12-9-101, et seq., the local government entities do hereby agree as follows:

1. Cheatham County Animal Control Division does state that it is duly capable of animal enforcement and impoundment for animals running at large within Cheatham County and within the municipal limits of the Town of Kingston Springs, Tennessee.

2. In that Cheatham County Animal Control Division is willing to enforce violations of applicable state law, also codified in the Kingston Springs Municipal Code, by virtue of this agreement, the animal control officers of the Cheatham County Animal Control Division are here and now authorized to serve as the animal control officers as to violations within the municipal limits.

3. It is anticipated that any and all citations issued by animal control officers will be prosecuted, as necessary, in the General Sessions Court for Cheatham County, Tennessee. In the event that any fines or fees accrue or are adjudged against a violator and collection thereof is made, all shall inure to the benefit of Cheatham County Animal Control Division without right of contribution to the Town of Kingston Springs.

4. The parties agree that this inter-local agreement is for the benefit of the public at large and the safety of all citizens in Cheatham County, Tennessee.

5. This agreement shall remain in full force and effect unless and until either party shall withdraw from the consensual arm lengths agreement provided herein by giving ninety (90) days written notice to the other.

WITNESS the hands of the duly authorized officers of government below.

TOWN OF KINGSTON SPRINGS, TENNESSEE

BY: _____
ANTHONY J. CAMPBELL, MAYOR

DATED: _____

CHEATHAM COUNTY ANIMAL CONTROL DIVISION

BY: _____
P.J. JORDI, DIRECTOR

DATED: _____

RESOLUTION 14-009

WHEREAS, suicide is one of the most disruptive and tragic events a family and a community can experience, with more than 900 lives lost in Tennessee each year and an estimated 825 attempted suicides for each suicide death; and

WHEREAS, suicide is the 9th-leading cause of all deaths in Tennessee and the second-leading cause of death among people from the age of 15 to 24 (source: Tennessee Department of Health); and

WHEREAS, public awareness of this terrifying problem is the key to preventing further suffering and loss of life; and the risk for human self-destruction can be reduced through awareness, education and treatment; and as the highest risk for suicide is among the survivors of those who died by suicide or those who have attempted suicide; and

WHEREAS, suicide prevention has been declared a national priority by the President and Congress; and Tennessee declares suicide prevention as a state priority and the legislature, in partnership with TSPN, implements the Tennessee Strategy for Suicide Prevention based on the National Strategy for Suicide Prevention; and

WHEREAS, Tennessee is a national leader in the effort to prevent suicide, being one of the first states to develop a suicide prevention and evaluation plan covering the lifespan; and

WHEREAS, the Governor of Tennessee has appointed a Suicide Prevention Network Advisory Council to coordinate the implementation of the Tennessee Strategy for Suicide Prevention; and

WHEREAS, the Tennessee Suicide Prevention Network is a grassroots collaboration of Tennesseans and organizations working to eliminate the stigma of suicide, educate the community about the warning signs of suicide, and ultimately reduce the rate of suicide in our state; and

WHEREAS, the Tennessee Suicide Prevention Network is also committed to excellence in suicide prevention, intervention, and postvention,

NOW, THEREFORE, be it resolved that the Board of Commissioners of the Town of Kingston Springs, Tennessee proclaims September 2014, as

SUICIDE PREVENTION AWARENESS MONTH

in The Town of Kingston Springs, Tennessee, and do urge all citizens to work to prevent suicide and to raise awareness and tolerance around all people affected by this tragedy.

Witness our hands this 17th day of July, 2014.

ANTHONY J. CAMPBELL, MAYOR

ATTEST:

Debbie K. Finch

DEBBIE K. FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION NO. 14-010

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING ITS CHIEF OF PUBLIC SAFETY AND CITY MANAGER TO ENTER INTO A MEMORANDUM OF UNDERSTANDING FOR EMERGENCY MEDICAL SERVICES BETWEEN CHEATHAM COUNTY MEDICAL SERVICE AND THE MUNICIPALITY.

WHEREAS, the Town of Kingston Springs has heretofore entered into that certain contract for emergency services dated on or about June 11, 2012; and

WHEREAS, the contract between the Town and Cheatham County that the Town as an emergency medical first responder would agree to enter into a memorandum of understanding pursuant to the Tennessee Department of Health, Bureau of Health Licensure and Regulation Division of Emergency Medical Services, as to policies, procedures and protocol whereby the Town's fire department could render emergency medical care and responses as a provider; and

WHEREAS, an agreement in the form of a memorandum of understanding for the rendition of emergency medical care first responder services within the Kingston Springs rural fire district and within its municipal limits has been presented to the Board of Commissioners and in conformity with prior contractual agreements, the newly drafted memorandum of understanding, appended hereto, should be approved.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that the appended memorandum of understanding for emergency medical services between Cheatham County Emergency Medical Service and the Town of Kingston Springs, Tennessee should be approved and based upon the prior approved contractual agreements between Cheatham County, Tennessee and the Town of Kingston Springs, Tennessee, the Chief of Public Safety and the City Manager should be and are here and now authorized to execute said memorandum of understanding.

RESOLVED this 21st day of August, 2014.

ANTHONY J. CAMPBELL, MAYOR

ATTEST:

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION 14-011

A RESOLUTION AUTHORIZING THE EMPLOYEES OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE TO RECEIVE RETIREMENT CREDIT FOR UNUSED ACCUMULATED SICK LEAVE AFTER A MINIMUM OF 20 YEARS SERVICE.

WHEREAS, the health of the employees of the Town of Kingston Springs is of great importance to the Town; and

WHEREAS, retiring employees have given a minimum of 20 years of loyal service to the Town; and

WHEREAS, the Town has the ability to approve the application of accumulated unused sick leave towards retirement credit under the Tennessee Consolidated Retirement Service (TCRS) for retiring employees at no expense to the Town; and

WHEREAS, the Town of Kingston Springs now seeks to participate in this important program.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE the following:

> That employees with a minimum of 20 years of service to the Town of Kingston Springs, Tennessee may, at retirement, apply any or all unused accumulated sick leave as a time served credit at no expense to the Town of Kingston Springs. The accumulated sick leave will have no cash value, only service time credit and is allowable under the rules of TCRS.

Resolved this 19th day of June, 2014.

Mayor Anthony J. Campbell

Attest:

Debbie K. Finch

Debbie K. Finch, City Recorder

Attest as to form and legality:

Larry D. Craig, City Attorney

RESOLUTION 14-012

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, PURSUANT TO THE KINGSTON SPRINGS MUNICIPAL CODE, AS ADOPTED UNDER ORDINANCE NO. 95-008, ESTABLISHING NEW USER RATES FOR ALL PERSONS UTILIZING THE CITY'S WASTEWATER TREATMENT FACILITIES AS AUTHORIZED IN TITLE 18, SECTION 114, KINGSTON SPRINGS MUNICIPAL CODE.

WHEREAS, the Town of Kingston Springs, Tennessee, by virtue of Ordinance No. 95-008, has adopted a codification of Ordinances known as the Kingston Springs Municipal Code; and

WHEREAS, it has come to the attention of the Board of Commissioners that the user rates for persons utilizing the city's wastewater treatment facilities should be modified, in accordance with local and state law; and

WHEREAS, the user rate and base rate calculations attached hereto on Exhibit "A" should become the user rates for wastewater treatment facilities effective with the August 2010 billing period,

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee as follows:

1. The user rate and base rate schedule attached hereto as Exhibit "A" shall hereafter become the user rates for all persons utilizing the city wastewater treatment facilities in accordance with title 18, Section 114, Kingston Springs Municipal Code.

RESOLVED, this 21st day of August, 2014.

MAYOR ANTHONY J. CAMPBELL

ATTEST:

Debbie K. Finch

DEBBIE K. FINCH, CITY RECORDER

ATTEST AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

TOWN OF KINGSTON SPRINGS, TENNESSEE
ANNUAL SEWER RATE INCREASE

Date of Passage of Resolution 14- 012: August 21, 2014
Date of Notice to SSCUD: August 22, 2014

USAGE CATEGORIES	PRESENT RATE 2013-2014	3 % INCREASE 2014-2015
BASE	6.55	6.75
0 - 2,000 gallons	5.17	5.33
2,000 - 4,000 gallons	7.59	7.82
4,001 - 12,000 gallons	7.7	7.93
12,001 - 20,000	7.8	8.03
OVER 20,001 gallons	8.09	8.33

EXHIBIT "A"

RESOLUTION NO. 14-013

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, RECOGNIZING MARIE SPAFFORD FOR OUTSTANDING COMMUNITY SERVICE AND AWARDING THE FIRST "ABOVE & BEYOND AWARD".

WHEREAS, the Town of Kingston Springs desires to make recognition for outstanding community service to one of its citizens; and

WHEREAS, Marie Spafford has devoted her time, energies and efforts for city and community projects; and

WHEREAS, the Board of Commissioners wishes to recognize Marie Spafford for her community service.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that the first ever "Above and Beyond Award" for outstanding community service be made to Marie Spafford. This award is made for her services to the Town of Kingston Springs for outstanding citizen participation and is commemorated by the Board recognizing her outstanding service making the Town and greater community a better place to live.

RESOLVED this 20th day of November, 2014.

ANTHONY J. CAMPBELL, MAYOR

ATTEST:

Debbie K. Finch

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION NO. 14-014

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, GIVING RECOGNITION UNTO ANTHONY J. CAMPBELL, OUTGOING COMMISSIONER AND MAYOR, FOR HIS YEARS OF SERVICE UNTO THE MUNICIPALITY.

WHEREAS, duly elected Commissioner Anthony J. Campbell has completed his term of office and his term as Mayor; and

WHEREAS, the years of service of Anthony J. Campbell have been of great benefit to the Town of Kingston Springs, Tennessee; and

WHEREAS, the Board of Commissioners desires to recognize Anthony J. Campbell for his endeavors unto the municipality and meritorious service.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that it is fitting to recognize the meritorious service rendered by Anthony J. Campbell during his term of office. It is further resolved that because of the meritorious service by him that such should be commemorated by the Board of Commissioners. It is finally resolved that the outstanding service as Commissioner and Mayor have made the Town of Kingston Springs a better place by his role in government.

RESOLVED this 20th day of November, 2014.

GARY CORLEW, VICE-MAYOR

ATTEST:

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION NO. 15-001

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AUTHORIZING ITS MAYOR AND CHIEF OF PUBLIC SAFETY TO ENTER INTO AN AGREEMENT FOR EMERGENCY MEDICAL SERVICES BETWEEN CHEATHAM COUNTY EMERGENCY MEDICAL SERVICES AND THE MUNICIPALITY.

WHEREAS, the Town of Kingston Springs has heretofore entered into that certain contract for emergency services dated on or about June 11, 2012; and

WHEREAS, the contract between the Town and Cheatham County that the Town as an emergency medical first responder would agree to enter into an agreement or a memorandum of understanding pursuant to the Tennessee Department of Health, Bureau of Health Licensure and Regulation Division of Emergency Medical Services, as to policies, procedures and protocol whereby the Town's fire department could render emergency medical care and responses as a provider; and

WHEREAS, an agreement the rendition of emergency medical care first responder services within the Kingston Springs rural fire district and within its municipal limits has been presented to the Board of Commissioners and in conformity with prior contractual agreements, the newly drafted mutually agreed upon agreement, appended hereto, should be approved.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that the appended agreement for emergency medical services between Cheatham County Emergency Medical Service and the Town of Kingston Springs, Tennessee should be approved and based upon the prior approved contractual agreements between Cheatham County, Tennessee and the Town of Kingston Springs, Tennessee, the Chief of Public Safety and should be and are here and now authorized to execute such agreement.

IT IS FURTHER RESOLVED that by virtue of adoption of this Resolution, Resolution No. 14-101 is hereby rescinded.

RESOLVED this 15 day of January, 2015.

TONY GROSS, MAYOR

ATTEST:

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

AGREEMENT OF COORDINATION
FOR EMERGENCY MEDICAL SERVICES BETWEEN
CHEATHAM COUNTY EMERGENCY MEDICAL SERVICE AND THE
TOWN OF KINGSTON SPRINGS, TENNESSEE

THIS AGREEMENT is a memorandum of agreement by and between Cheatham County Emergency Medical Services Department, a department of the Cheatham County government, hereinafter called "Cheatham EMS", and the Town of Kingston Springs, Tennessee, a municipal corporation and its department of government, the Kingston Springs Fire Department, hereinafter "Provider", acknowledging, agreeing and stating elements of protocol, policy and procedures for the rendition of emergency medical care first responder services within the Kingston Springs Rural Fire District and within its municipal limits.

Whereas, the Cheatham EMS is the primary provider of medical first response services within Cheatham County, Tennessee; and

Whereas, as the primary provider, Cheatham EMS is required to coordinate first response services among the various providers within its service area; and

Whereas, in order to participate in the community EMS system, providers medical first responder services are required to comply with the Rules of the Tennessee Department of Health and Environment, Bureau of Health Licensure and Regulation, Division of Emergency Medical Services (the "Rules"); and

Whereas, pursuant to the Rules providers of first responder services in Cheatham County are required to develop and maintain a memorandum of understanding or agreement of coordination with Cheatham EMS; and

Whereas, the undersigned provider of medical first responder services, Town of Kingston Springs, Tennessee, a municipal corporation and its department of government, the Kingston Springs Fire Department ("Provider"), provides fire protection and emergency medical first responder services and services within its municipal limits and the Kingston Springs Rural Fire District area, all within the Cheatham EMS's service area;

Whereas, Cheatham EMS and Provider wish to enter into this agreement for the coordination of first responder services in order to allow Provider to provide such services in accordance with the Rules.

NOW THEREFORE, to carry out the foregoing, Cheatham EMS and Provider do hereby agree as follows:

I. Personnel & Staffing

Provider shall assign qualified first responders in accordance with the Rules and the initial responders so assigned are set forth on Exhibit 1 attached hereto. All changes to the roster of responders will be provided to Cheatham EMS in writing in substantially the same form set

forth in Exhibit 1. The Provider and Cheatham EMS acknowledge that Provider relies heavily on volunteers to provide service. Accordingly, no guarantee is made by Provider that its department shall respond to every first responder request due to limited responders or other then existing emergency(ies) and Provider assumes no liability for any such failure to respond.

Provider's first responders shall have and maintain the appropriate certifications and licenses to render aid for an emergency medical response and provide copies of such certifications and licenses to Cheatham EMS.

Before providing first responder services, all new personnel shall be required to report to Cheatham EMS to complete necessary forms and provide copies of all relevant certifications. New personnel shall also be required to attend orientation, attend protocol training and successfully complete State specified skills competency testing applicable to the first responder's level of licensure. New personnel training and testing will be provided upon request by Cheatham EMS at mutually convenient times and locations.

All first responders with required state licensure, will complete annual state minimum in-service training, and shall maintain Basic Life Support for Healthcare Providers certification from the American Heart Association. Required training may be obtained through Cheatham EMS or through other qualified agencies. Training certifications shall be provided to Cheatham EMS as they are received by Provider. Cheatham EMS hereby agrees to provide in-service and other such training at no charge, other than state required fees, to assist the appropriate personnel in maintaining such certifications and licensure. In addition, all first responders of Provider shall attend annual protocol training provided by Cheatham EMS and provide proof of compliance with Tennessee Code Annotated § 55-8-194 (the Vanessa K. Free Emergency Services Training Act of 2005). First responders shall be required to successfully complete periodic State specified skills competency testing applicable to the first responder's level of licensure but not more than once per calendar year unless such testing is related to a change in level of licensure. Unless otherwise mutually agreed between the parties, such training and testing by Cheatham EMS shall be scheduled and notice provided a minimum of four (4) weeks advance in order to allow Provider's volunteers ample time to make arrangements to attend. Cheatham EMS will provide such annual training and testing in at least the following three locations within the County: the Pleasant View area, the Ashland City area and the Kingston Springs/Pegram area.

No responders of Provider will provide first responder services except upon completion and maintenance of all required licenses, certification and training.

II. Designation of Vehicles

Provider hereby designates the vehicles and locations specified on Exhibit 2 as the vehicles to be operated and dispatched as pre-hospital emergency response vehicles. Any changes to the designated vehicles and/or locations will be promptly provided to Cheatham EMS in writing in substantially the form set forth in Exhibit 2.

RESOLUTION NO. #15-002

A RESOLUTION PURSUANT TO THE AUTHORITY GRANTED BY SECTION 6-54-111 OF THE TENNESSEE CODE ANNOTATED, AND IN ACCORDANCE WITH THE INTERNAL CONTROL AND COMPLIANCE MANUAL FOR TENNESSEE MUNICIPALITIES AUTHORIZING APPROPRIATIONS FOR FINANCIAL AID TO THE ARK, A NONPROFIT CHARITABLE OR NONPROFIT CIVIC ORGANIZATION WHOSE SERVICES BENEFIT THE GENERAL WELFARE OF THE RESIDENTS OF THIS MUNICIPALITY.

WHEREAS, THE ARK is a nonprofit charitable or nonprofit civic organization whose year-round services benefit the general welfare of the residents of this municipality; and

WHEREAS, Section 6-54-111 of the Tennessee Code Annotated authorizes appropriation of funds for financial aid of such nonprofit charitable or nonprofit civic organizations; and

WHEREAS, the Internal Code and Compliance Manual for Tennessee Municipalities, Title 4, Chapter 3, Section 1, requires that a special resolution be adopted for each such nonprofit charitable or nonprofit civic organization which is to receive such funds.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee, that:

Section 1. The Board of Commissioners may appropriate funds from time to time, in such amounts as is deemed proper, for the financial aid of THE ARK, a nonprofit charitable or nonprofit civic organization whose year-round services benefit the general welfare of the residents of this municipality.

Section 2. Such funds appropriated by the municipality for use by THE ARK shall be spent for the following purposes:

1. Meals-on-Wheels Program for residents of the Town of Kingston Springs, Tennessee for fiscal year 2010-11.

All such funds shall be used to promote the general welfare of the residents of this municipality.

Section 3. THE ARK shall comply with all requirements of Section 6-54-111 of Tennessee Code Annotated and Title 4, Chapter 3, Section 1 of the Internal Control and Compliance Manual for the Tennessee Municipalities, particularly with regard to submission of an annual report of its business affairs and transactions and the proposed use of the municipal assistance.

Section 4. This resolution shall take effect upon its passage, the public welfare requiring it.

PASSED on January 15, 2015.

Mayor Tony Gross

ATTEST:

Debbie K. Finch, City Recorder

APPROVED AS TO FORM AND LEGALITY:

Larry D. Craig, City Attorney

RESOLUTION NO. 015-003

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, PURSUANT TO ITS CODE OF ORDINANCES AND CHARTER, T.C.A. 6-18-101, ET SEQ, CITY MANAGER-COMMISSION CHARTER, AND PURSUANT TO SECTION 6-21-101 APPOINTMENT OF CITY MANAGER, DOES APPOINT AN ASSISTANT CITY MANAGER AND CITY MANAGER, WITH EFFECTIVE DATES THEREFOR.

WHEREAS, the Town of Kingston Springs, Tennessee is a City Manager-Commission charter municipal corporation as set forth in the Municipal Code of Ordinances pursuant to Tennessee Code Annotated 6-18-101, et seq; and

WHEREAS, the Board of Commissioners has engaged in a detailed process for the selection of a new City Manager to succeed its current City Manager following her retirement; and

WHEREAS, Section 6-21-101 provides for City Manager appointment by the Board of Commissioners and said Board to fix the salary of the City Manager, who shall serve at the will of the Board; and

WHEREAS, the Board of Commissioners does desire by Resolution to make appointment of a new City Manager as hereinafter set forth.

NOW, THEREFORE, BE IT RESOLVED the Board of Commissioners of the Town of Kingston Springs does here and now make appointments according to its Code of Ordinances and the City Manager-Commission charter as follows:

1. Michael McClanahan, hereinafter "Appointee", is hereby appointed the Assistant City Manager of the Town of Kingston Springs, Tennessee to commence his statutory duties on the 18th day of February, 2015. Further, the Board finds the Appointee as Assistant City Manager, following his taking the oath of office, shall continue through March 31, 2015. Then commencing on April 1, 2015, following the taking of an oath of office, the said Michael McClanahan shall be appointed as the City Manager for the Town of Kingston Springs, Tennessee.

2. The Board recognizes the aforesaid Appointee as City Manager, commencing on April 1, 2015, may not be removed from office within twelve (12) months from the date on which the City Manager assumes his duties, except for incompetence, malfeasance, misfeasance, or neglect of duty while serving at the will of the Board of Commissioners.

3. The Board of Commissioners fixes the salary of the City Manager to be as set forth on the appended exhibit hereto, said salary being on an annual basis, and payment to be made in accordance with the said payroll schedule of all other city employees.

4. As additional salary, the Appointee by virtue of this resolution shall be entitled to participate in the Town's employer provided plan of health insurance, TCRS retirement plan, cell phone allowance, paid holidays, sick leave and vacation benefits, as currently in existence or hereafter adopted by the Board of Commissioners for all other employees of the municipality and in accordance with all of the rules and regulations of such benefit plan(s), further set forth on the appended exhibit.

5. The municipality agrees to acquire a new vehicle for Appointee's use. Such vehicle will be funded by the Town's vehicle replacement fund and it is anticipated such vehicle can be acquired for use on or about April 15, 2015, depending upon vendor's availability. In the interim period, from the commencement date of appointment, the municipality will make available for the Appointee a city vehicle for city business use. The hereinafter to be acquired vehicle and any interim vehicle for Appointee's use will be in accordance with the Town's policy as further set

forth on Exhibit "B" hereto. The use of city owned vehicles is inclusive of fuel and maintenance thereof. In the event a city owned vehicle for Appointee's use is not available, the Appointee shall be entitled to payment under the Town's Travel and Reimbursement policy for personal vehicles utilized for city business purposes.

6. The Appointee as a salaried officer of government in the fulfillment of the statutory powers and duties is expressly an exempt employee under the Fair Labor Standards Act and is not entitled to overtime compensation under state or federal law, for his time expended in fulfillment of the appointed office duties.

7. The Appointee shall maintain membership in the TCMA and ICMA professional associations, with the Town to pay for said annual dues for purposes of continuing education and to stay abreast of municipal administrative personnel matters benefitting the municipality.

8. The city recorder is hereby directed to implement administratively all of the matters usual and customary and incidental to the appointment and as to all other city employees serving the municipality.

9. This Resolution shall take effect on the date of adoption, the public welfare requiring such.

RESOLVED this 26th day of January, 2015.

TONY GROSS, MAYOR

ATTEST:

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION EXHIBIT "A"

SALARY FIXED BY BOARD OF COMMISSIONERS

Annual Salary $55,000.00, paid weekly over 52 pay periods, as accrued, via direct deposit.

Additional Salary Compensation Provided by Town of Kingston Springs:

A. Health Insurance Plan (State of Tennessee), as available to all employees and rights to participate in employee paid plan(s).

B. Retirement (Tennessee Consolidated Retirement System - TCRS State of Tennessee), as available to all employees and Town contribution.

C. Town cellular phone allowance per Town Policy.

D. All city adopted policies as to: paid holiday days; sick leave earned; vacation leave earned; approved travel and allowed reimbursements; use of city vehicle, fuel and maintenance thereof; TCMA and ICMA membership dues.

RESOLUTION EXHIBIT "B"

USE OF LOCAL GOVERNMENT VEHICLES AND EQUIPMENT
(Section VIIII, Part C – page 37 ; Town of Kingston Springs Employee Work Policy

USE OF LOCAL GOVERNMENT VEHICLES AND EQUIPMENT

All local government vehicles and equipment are for official use only. No other person other than a local government employee may operate a local government vehicle or piece of machinery. Drivers and/or operators must have a valid Tennessee driver's license and be approved by the department head or the City Manager. Non-local government employees may only be a passenger in a city vehicle with permission of the City Manager or as the result of an emergency or police related situation.

Vehicles that are eligible to be driven home daily are:

- Police cars (for officers residing within the 37082 zip code)
- Public Works/Sewer repair truck (director's truck only)
- Parks Director (living within 10 miles of City Hall)
- City Manager (living within 10 miles of City Hall)

These vehicles may only be driven to and from employees' home or for official business for the Town. Personal use of the vehicle during non-working hours is absolutely not allowed.

For the reason of inclement weather or an impending inclement weather emergency status, public works vehicles may be driven home by hourly employees.

All municipal employees operating a municipal vehicle or piece of equipment shall immediately report to the City Manager any vehicle or equipment accidents or damage while operating said vehicle and shall remain at the scene. An accident involving the Kingston Springs Police Department requires an accident report from another law enforcement agency. Failure to properly report an accident or damages to equipment, regardless of fault or severity of damage to the vehicle or piece of equipment, will be subject to disciplinary action.

Operators of Town vehicles shall observe all traffic laws, including the use of seat belts, at all times.

RESOLUTION NO. 015-004

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, RECOGNIZING LAURIE COOPER FOR TWENTY YEARS OF SERVICE AS CITY MANAGER UNTO THE TOWN OF KINGSTON SPRINGS, TENNESSEE AND FOR COMMENDATION BY A PROCLAMATION AND SERVICE AWARD TO ISSUE.

WHEREAS, the Board of Commissioners of the Town of Kingston Springs, Tennessee has heretofore acknowledged the retirement of Laurie Cooper, City Manager of the Town of Kingston Springs, Tennessee, and approved a service award for her years of service; and

WHEREAS, Laurie Cooper having served in her capacity as City Manager for a twenty (20) year period is worthy of recognition for her meritorious service and that the accompanying Proclamation should be made.

NOW, THEREFORE, BE IT RESOLVED the Board of Commissioners of the Town of Kingston Springs, Tennessee, as follows:

Laurie Cooper has served the municipality as the duly appointed City Manager for a period of twenty (20) years and is now retiring from her appointed position. Her public service is worthy of recognition by Proclamation and a service award in that she has diligently performed her appointed duties as City Manager. The service award for her meritorious service, as heretofore authorized by the Board of Commissioners, is here and now given.

It is further RESOLVED that the accompanying Proclamation be proclaimed so as to recognize Laurie Cooper for her many years of service and dedication unto the Town of Kingston Springs benefitting its citizens.

RESOLVED this 19th day of February, 2015.

Tony A. Gross III
TONY GROSS, MAYOR

ATTEST:

Debbie K Finch
DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

RESOLUTION 15-005

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, PURSUANT TO THE KINGSTON SPRINGS MUNICIPAL CODE, AS ADOPTED UNDER ORDINANCE NO. 95-008, ESTABLISHING NEW USER RATES FOR ALL PERSONS UTILIZING THE CITY'S WASTEWATER TREATMENT FACILITIES AS AUTHORIZED IN TITLE 18, SECTION 114, KINGSTON SPRINGS MUNICIPAL CODE.

WHEREAS, the Town of Kingston Springs, Tennessee, by virtue of Ordinance No. 95-008, has adopted a codification of Ordinances known as the Kingston Springs Municipal Code; and

WHEREAS, it has come to the attention of the Board of Commissioners that the user rates for persons utilizing the city's wastewater treatment facilities should be modified, in accordance with local and state law; and

WHEARAS, the user rate and base rate calculations attached hereto on Exhibit "A" should become the user rates for wastewater treatment facilities effective with the August 2015 billing period,

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee as follows:

1. The user rate and base rate schedule attached hereto as Exhibit "A" shall hereafter become the user rates for all persons utilizing the city wastewater treatment facilities in accordance with title 18, Section 114, Kingston Springs Municipal Code.

RESOLVED, this 16th day of July 2015.

Mayor, Francis A. Gross, III

ATTEST:

Debbie K. Finch, City Recorder

ATTEST AS TO FORM AND LEGALITY:

Larry D. Craig, City Attorney

EXHIBIT "A"

TOWN OF KINGSTON SPRINGS, TENNESSEE

ANNUAL SEWER RATE INCREASE

Date of Passage of Resolution 15-005: July 16, 2015

Date of Notice to SSCUD: July 20, 2015

USAGE CATEGORIES	PRESENT RATE 2014-2015	3% INCREASE 2015-2016
BASE	6.75	6.95
0-2000 Gallons	5.33	5.49
2000 – 4000 Gallons	7.82	8.05
4001 – 12,000 Gallons	7.93	8.17
12,001 – 20,000 Gallons	8.03	8.27
Over 20,001 Gallons	8.33	8.58

July 21, 2015

Mrs. Wanda Baker
Second South Cheatham Utility District

RE: Sewer Rate Increase

The Board of Commissioners of the Town of Kingston Springs, Tennessee voted to increase the Town's Sewer rates by 3% in every category. Attached you will find a copy of the Resolution and the chart that reflects the new charges. Please apply the new rates with the next billing.

Please feel free to call me at 615-952-2110 ex 12 if you have questions or need additional information.

Respectfully,

Francis A. Gross III

Francis A. Gross, III
Mayor

Town of Kingston Springs
P. O. Box 256 • Kingston Springs, Tennessee 37082 • (615) 952-2110

PUBLIC NOTICE

The Board of Commissioners of the Town of Kingston Springs Tennessee has passed on July 16, 2015, Resolution 15-005 establishing new Sewer User Rates for all persons utilizing the city's wastewater treatment facilities as authorize in Title 18, Section 114, Kingston Springs Municipal Code. The following rate schedule will be effective August 15, 2015.

USAGE CATEGORIES	PRESENT RATE 2014-2015	3% INCREASE 2015-2016
BASE	6.75	6.95
0-2000 Gallons	5.33	5.49
2000 – 4000 Gallons	7.82	8.05
4001 – 12,000 Gallons	7.93	8.17
12,001 – 20,000 Gallons	8.03	8.27
Over 20,001 Gallons	8.33	8.58

Debbie K. Finch
Assistant City Manager/Recorder

Emailed to Advocate
7-21-2015.

RESOLUTION NO. 015-006

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, PURSUANT TO ITS CITY MANAGER-COMMISSION CHARTER, T.C.A. 6-18-101, ET SEQ, ITS MUNICIPAL CODE OF ORDINANCES AND PURSUANT TO T.C.A. 6-21-201, ET SEQ, APPOINTING A CITY ATTORNEY FOR THE MUNICIPALITY AND COMPENSATION FOR THE AT WILL APPOINTMENT.

WHEREAS, the Town of Kingston Springs, Tennessee is a City Manager-Commission Charter municipal corporation as contained within the Town's municipal code of ordinances, and its general law charter, T.C.A. 6-18-101, et seq; and

WHEREAS, the Board of Commissioners has conducted interviews for the selection of a new City Attorney to serve pursuant to T.C.A. 6-21-201, et seq; and

WHEREAS, on June 18, 2015, did select Balthrop Perry Noe & Newcomb, an Association of Attorneys, to hereafter on August 1, 2015, become the Town's City Attorney, naming Jennifer F. Noe, Attorney at Law, to serve the Board of Commissioners and Martha Brooke Perry, Attorney at Law, to serve as counsel for all planning and zoning matters and related regulatory boards; and

WHEREAS, on June 18, 2015, the Board of Commissioners directed the City Attorney to negotiate terms of the at will appointment and compensation therefor; and

WHEREAS, on July 1, 2015, a letter agreement outlining the terms of the at will appointment and compensation was communicated to the aforenamed principal attorneys at law and on July 7, 2015, a letter of understanding accepting the at will appointment and terms of compensation therefor was received.

NOW, THEREFORE, BE IT RESOLVED the Board of Commissioners of the Town of Kingston Springs, Tennessee, that it does here and now make the appointment of a new City Attorney to become effective on August 1, 2015, preceded by the appointed principals taking an oath of office, and as follows:

1. That Jennifer F. Noe, Attorney at Law, Balthrop Perry Noe & Newcomb, an Association of Attorneys, and Martha Brooke Perry, Attorney at Law, also of said firm, having offices at 102 Frey Street, Ashland City, Tennessee 37015, shall hereafter become the City Attorneys for the municipality. Jennifer F. Noe shall principally serve to provide legal services unto the Board of Commissioners of the Town of Kingston Springs, and Martha Brooke Perry shall principally serve the Kingston Springs Municipal Regional Planning Commission for legal services to be rendered and any and all other related regulatory boards of the municipality.

2. Appended hereto is the proposed scope of services for the at will appointment and confirmation of acceptance of the appointment which the Board of Commissioners does hereby approve for the at will employment pursuant to the charter of the municipality, and its duly adopted ordinances and regulations.

RESOLVED on this the 16th day of July, 2015, to become effective on August 1, 2015.

FRANCIS A. GROSS, III, MAYOR

ATTEST:

Debbie K. Finch

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

LARRY D. CRAIG, CITY ATTORNEY

LARRY D. CRAIG
Attorney at Law

305 FOURTEENTH AVENUE NORTH • NASHVILLE, TENNESSEE 37203-3416
PHONE:(615) 320-5577 • FAX:(615) 320-5597

July 1, 2015

Jennifer F. Noe, Attorney at Law
Balthrop, Perry, Noe & Newcomb
An Association of Attorneys
102 Frey Street
Ashland City, Tennessee 37015
jnoe1@bellsouth.net

Martha Brooke Perry, Attorney at Law
Balthrop, Perry, Noe & Newcomb
An Association of Attorneys
102 Frey Street
Ashland City, Tennessee 37015
perrymblaw@bellsouth.net

and via U.S. Mail

RE: Selection of City Attorney for the Town of Kingston Springs, TN

Dear Ladies:

On June 18, 2015, the Board of Commissioners of the Town of Kingston Springs, Tennessee did select your firm for appointment as City Attorney for the municipality. The Board authorized me as the current City Attorney to communicate to you the same and to arrive at a letter agreement for compensation and other relevant terms and matters.

The City Attorney appointment, your law firm, will be an at will appointment pursuant to the City Manager-Commission, general law charter, T.C.A. 6-21-201, et seq. The City Attorneys appointed would be the two of you with Jennifer F. Noe to attend the regular meetings of the Board of Commissioners and any other requested meetings of the Board. Martha Brooke Perry would serve as counsel for the Kingston Springs Municipal-Regional Planning Commission and attend its regularly scheduled meetings, and upon request attend any other regulatory board meetings such as Board of Zoning Appeals, upon request. The City Manager would direct your offices as to attending meetings other than the regularly scheduled monthly meetings. The City Attorney so appointed would manage litigation in which the city is a party, and upon request prosecute matters in the City Court. Additionally, you would be requested to render opinions as to all other legal matters and proceedings of which the Town is involved. Approval as to form of all contracts, deeds, bonds, ordinances, resolutions and any other documents to be signed in the name of the Town or made by the Town would be an appointed responsibility.

The terms of compensation would be: an hourly rate of One Hundred Seventy-Five ($175.00) Dollars per hour for attendance at the required meetings and for all other legal services rendered. The compensation would be billed to the City Recorder, Debbie Finch, P.O. Box 256, Kingston Springs, Tennessee 37082 on a monthly basis. The billing to the Town would be in one-tenth hour increments. There would be no monthly retainer. In addition to the hourly billing, reimbursement would be made, as necessary, for copies, postage, overnight deliveries and any other costs and expenses advanced, including, but not limited to court costs and recordings and any other expenses and expenditures duly approved by the City Manager or Board of Commissioners. Should a Town matter require the assistance of both attorneys named herein, the billing for those services would be at the rate of $250.00 per hour for time expended, as opposed to a rate of $350.00 per hour. Monthly billings to the City Manager will be duly itemized as to the services rendered and time expended therefor. Each principal attorney assigned shall provide the Federal Employee Identification Number (FEIN) to the City Manager on a duly executed W-9 IRS form. The monthly billing shall designate the sum of compensation to the respective attorney providing the monthly services. As such, individual checks would be issued to that attorney in her individual name in accordance with the billing received by the City Recorder.

The two of you as the principals appointed at will will endeavor to obtain continuing legal education via the seminars by Tennessee Municipal Attorneys Association (TMAA). Commencing in January, 2016, the municipality will pay the applicable dues for both of you. The Town will pay or reimburse you for the TMAA two annual seminar registration fees. Travel expenses will be reimbursed according to the Town's travel policy at the prevailing IRS reimbursement rate for seminars outside of Middle Tennessee, to include lodging therefor with documentation as to payment unto the City Recorder. In that you may represent additional municipalities, those expenses would be proportionally divided.

In the event neither of you are available for the requisite meetings, Lynn Newcomb, Attorney at Law, of your firm would appear in your absence.

Appointed counsel shall continuously throughout the term of service provide evidence of professional errors and omission coverage in the form of a declaration page to the City Recorder. The legal services to be rendered are to be provided in a timely manner. The City Manager and City Recorder will be provided all of the requisite telephone numbers and other means of communication you desire in order to effectively render the contemplated services. As to any matter involving the municipality, should there be a conflict of interest, you should immediately notify the City Manager.

Please confirm by letter to the undersigned that the foregoing represents all matters as to the at will professional appointment and terms of compensation for city attorney legal services. Upon receipt of such letter by U.S. Mail addressed to the undersigned and to the City Manager, Mike McClanahan, or via email to larry.craig@305lawoffice.com, I will then communicate the same for the July 16, 2015 regular monthly meeting of the Board of Commissioners. Likewise, upon receipt

of your confirmation letter accepting the appointment, I will prepare a resolution reflecting all of the foregoing reciting that the appointment shall commence on August 1, 2015. You will need to coordinate with me or Debbie Finch, City Recorder, as to taking of and executing an oath of office.

In the event this letter does not address all of the applicable terms, please contact me immediately. I look forward to your early reply on behalf of the Town of Kingston Springs, Tennessee.

Sincerely,

Larry D. Craig, City Attorney

LDC/jm
cc: Mike McClanahan, City Manager
Debbie Finch, City Recorder

Law Offices of
BALTHROP, PERRY, NOE & NEWCOMB
An Association of Attorneys
102 Frey Street, P.O. Box 82
Ashland City, Tennessee 37015

Sam M. Balthrop
Jennifer F. Noe*
Martha Brooke Perry
Lynn Newcomb

Telephone
(615) 792-5635
Fax 792-2591

Rule 31 Certified Mediator

June 7, 2015

Mr. Larry Craig, Esquire
305 Fourteenth Ave. North
Nashville, TN 37203

Mr. Mike McClanahan
City Manager
Town of Kingston Springs
P.O. Box 256
Kingston Springs, TN 37082

Re: City Attorney for the Town of Kingston Springs

Dear Mr. Craig and Mr. McClanahan:

We are in receipt of Mr. Craig's letter, dated July 1, 2015, wherein you memorialized the terms of our appointment and employment as City Attorney for the Town of Kingston Springs. Please be advised that we accept such terms and appointment. Upon Resolution approval by the Board of Commissioners, we will coordinate with Ms. Finch to take the oath of office.

We appreciate the appointment, and we look forward to working with the Town of Kingston Springs.

Respectfully,

Jennifer F. Noe

Martha Brooke Perry

RESOLUTION 15-007

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, RECOGNIZING LARRY D. CRAIG FOR THIRTY-THREE YEARS OF SERVICE AS CITY ATTORNEY UNTO THE TOWN OF KINGSTON SPRINGS, TENNESSEE AND FOR COMMENDATION BY A PROCLAMATION AND SERVICE AWARD TO ISSUE.

WHEREAS, the Town of Kingston Springs, Tennessee has heretofore acknowledged the retirement of Larry D. Craig, City Attorney of the Town of Kingston Springs, Tennessee, and approved a service award for his years of service; and

WHEREAS, Larry D. Craig having served in his capacity as City Attorney for a thirty-three (33) year period is worthy of recognition for his meritorious service and that the accompanying Proclamation should be made.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs, Tennessee as follows:

Larry D. Craig has served the municipality as the duly appointed City Attorney for a period of thirty-three (33) years and is now retiring from his appointed position. His public service is worthy of recognition by Proclamation and a service award in that he has diligently performed his appointed duties as City Attorney. The service award for his meritorious service, as heretofore authorized by the Board of Commissioners, is here and now given.

It is further RESOLVED that the accompanying Proclamation be proclaimed so as to recognize Larry D. Craig for his many years of service and dedication unto the Town of Kingston Springs benefitting its citizens.

RESOLVED, this 16th day of July 2015.

Francis A. Gross III

Mayor, Francis A. Gross, III

ATTEST:

Debbie K. Finch

Debbie K. Finch, City Recorder

RESOLUTION NO. 015-008

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE TOWN OF KINGSTON SPRINGS, TENNESSEE, AWARDING A CONTRACT FOR WEB SITE DESIGN FOR THE MUNICIPALITY AND AUTHORIZING THE MAYOR TO EXECUTE A MUNICIPAL VENDOR CONTRACT.

WHEREAS, the Town of Kingston Springs, Tennessee has advertised for bids and proposals for design of a new web site for the municipality; and

WHEREAS, after review of proposals received, the Board of Commissioners desires to award a bid for the services to be rendered; and

WHEREAS, by virtue of a negotiated contract between the municipality and the supplying vendor reflects the scope of work and services to be rendered with duly budgeted monies being available to be appropriated in accordance with the vendor contract.

NOW, THEREFORE, BE IT RESOLVED the Board of Commissioners of the Town of Kingston Springs, Tennessee, that award is made unto Core Business, LLC, a Tennessee limited liability company, for website design services, and that the Mayor of the Town of Kingston Springs, Tennessee is here and now duly authorized to execute the appended contract in the name of the Town whereby the municipality can be rendered the delineated services, pursuant to T.C.A. 6-20-213.

RESOLVED on this the 20th day of August, 2015.

Francis A. Gross III

FRANCIS A. GROSS, III, MAYOR

ATTEST:

Debbie K. Finch

DEBBIE FINCH, CITY RECORDER

APPROVED AS TO FORM AND LEGALITY:

Jennifer Noe

JENNIFER NOE, CITY ATTORNEY

Debbie Finch

From: Corey Foster <cfoster@thisiscore.com>
Sent: Friday, August 14, 2015 12:35 PM
To: Larry Craig; Mike McClanahan; Debbie Finch
Cc: jnoe1@bellsouth.net; Marty Hudson
Subject: Re: Web site design for Kingston Springs
Attachments: 2015_07_29_07_14_38.pdf

Larry - we've been able to review the attached agreement and the main point we cannot sign off on is that the $3500 flat fee includes all development hosting and maintenance for the first year. This should read to the effect of: ...includes 1 hour of maintenance per month for one year, hosting, and development of a website with the following components:

Enterprise-level server-side development in Microsoft .Net and MSSQL Server
- Developed for future expansion and feature additions.
- Robust, unified platform with professional advantages over "free"
systems like
PHP and MySQL.
Site Framework, General HTML / CSS/ JS Coding and Design
- Responsive design to efficiently display on desktops, tablets and smartphones.
- Designed and tuned with the user experience in mind.
- Social media integration.
Custom Site Control Panel / Content Management System
- Site Page Creation
- Existing Page Content Management (text, photos, etc.)

Please let me know if you need anything else. Thank you.

Corey

On 7/29/2015 7:24 AM, Larry Craig wrote:
> Please see attached drafted contract and Resolution for adoption at
> the August 2015 meeting of the Board of Commissioners meeting.
> Larry D. Craig
> Attorney at Law
> 305 Fourteenth Avenue North
> Nashville, Tennessee 37203
> (615) 320-5577
> Fax: (615) 320-5597
> larry.craig@305lawoffice.com

This email has been checked for viruses by Avast antivirus software.
http://www.avast.com

Debbie Finch

From: Larry D. Craig <larry.craig@305lawoffice.com>
Sent: Tuesday, July 28, 2015 5:50 PM
To: 'Corey Foster'
Cc: Mike McClanahan; Debbie Finch
Subject: RE: Core Business, LLC Standard Terms

Corey,

Thanks for the Word document. I will be scanning to you and to Mike in the morning the municipal contract I have prepared. Likewise, for adoption and award of the bid/proposal and to authorize the execution of the contract by the Mayor, I will be sending to Mike and the City Recorder the Resolution No. 15-008 for adoption which I have prepared for the August meeting of the Board of Commissioners. I will ask Debbie Finch to get to you the evidence of tax exempt status of the Town as to sales tax. Debbie will likely need the FEIN for your LLC.

The changes I have made to your standard terms attachment are fairly minor in nature so as to match the contract terms. Let me know of any changes once you review the email attachments from me on Wednesday.

Larry D. Craig, Attorney at Law
305 Fourteenth Avenue North
Nashville, Tennessee 37203

Phone: (615) 320-5577
Fax: (615) 320-5597
e-mail: larry.craig@305lawoffice.com

-----Original Message-----
From: Corey Foster [mailto:cfoster@thisiscore.com]
Sent: Tuesday, July 28, 2015 11:32 AM
To: larry.craig@305lawoffice.com
Subject: Core Business, LLC Standard Terms

Here's the document you requested, Larry.

Please let me know if I can be of further assistance.

Corey

This email is free from viruses and malware because avast! Antivirus protection is active.
https://www.avast.com/antivirus

RESOLUTION #15-009

A RESOLUTION ENDORSING APPLICATION FOR A FY16 TDOT MULTIMODAL GRANT

WHEREAS, the Tennessee Department of Transportation has responsibility for the administration of the Tennessee Department of Transportation Multimodal Access Fund program which is designed to assist communities in their efforts to enhance transportation concerns.

WHEREAS, the Town of Kingston Springs, acting by and through its Board of Commissioners proposes to apply for Multimodal Access funds for the purpose of performing multimodal access activities that will benefit the majority of the residents of the Town of Kingston Springs.

WHEREAS, the Town of Kingston Springs will provide local financial support in conjunction with the Multimodal funds to complete the project, and,

WHEREAS, the Town of Kingston Springs, as a recipient is required to designate and appoint a Financial Officer to perform certain duties in the administration of said grant.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs as follows:

THAT, Mayor Tony Gross is hereby authorized to execute and submit an application with appropriate assurances to the State of Tennessee, Department of Transportation, requesting Fiscal Year 2015 Multimodal Access funds for the Town of Kingston Springs.

THAT, the Town of Kingston Springs will be responsible for any local cash /match toward the project to be provide in full by the general account; and

THAT, Mayor Tony Gross be and is hereby designated and appointed as Financial Officer and to perform on behalf of the Town of Kingston Springs, Tennessee, those acts and assume such duties as are consistent with said position.

READ AND ADOPTED this the 19th day of November, 2015.

Francis A. Gross III, Mayor

ATTEST:

Debbie K. Finch, Assistant City Manager/Recorder

APPROVED AS TO FORM AND LEGALITY:

Jennifer Noe, City Attorney

RESOLUTION #15-010

A RESOLUTION ENDORSING APPLICATION FOR A FY16 SAFE ROUTES TO SCHOOL GRANT

WHEREAS, the Tennessee Department of Transportation has responsibility for the administration of the Tennessee Safe Routes to School program which is designed to assist communities in their efforts to enhance transportation options near schools.

WHEREAS, the Town of Kingston Springs, acting by and through its Board of Commissioners proposes to apply for Safe Routes to School funds for the purpose of performing instructional and infrastructure activities that will benefit the residents of the Town of Kingston Springs and students at Harpeth Middle School.

WHEREAS, the Town of Kingston Springs will provide local logistical and financial support in conjunction with the Safe Routes to School funds to complete the project, and,

WHEREAS, the Town of Kingston Springs, as a recipient is required to designate and appoint a Financial Officer to perform certain duties in the administration of said grant.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs as follows:

THAT, Mayor Tony Gross is hereby authorized to execute and submit an application with appropriate assurances to the State of Tennessee, Department of Transportation, requesting Fiscal Year 2016 Safe Routes to School funds for the Town of Kingston Springs.

THAT, the Town of Kingston Springs will be responsible for support and any local cash /match toward the project to be provide in full by the general account; and

THAT, Mayor Tony Gross be and is hereby designated and appointed as Financial Officer and to perform on behalf of the Town of Kingston Springs, Tennessee, those acts and assume such duties as are consistent with said position.

READ AND ADOPTED this the 17th day of December 2015.

Francis A. Gross III, Mayor

ATTEST:

Debbie K. Finch, Assistant City Manager/Recorder

APPROVED AS TO FORM AND LEGALITY:

Jennifer Noe, City Attorney

RESOLUTION #15-011

A RESOLUTION TO ASK THE TENNESEE GENERAL ASEMBLY TO EXEMPT THE TOWN OF KINGSTON SPRINGS FROM THE REQUIREMENTS OF TENNESSEE CODE ANNOTATED § 67-4-1425 AND ALLOW THE TOWN OF KINGSTON SPRINGS TO LEVY A TAX ON THE PRIVLEDGE OF OCCUPANCY OF A HOTEL

WHEREAS, pursuant to Tennessee Code Annotated § 67-4-1425(a)(2), a City is prohibited from levying a tax on the privilege of occupancy of a hotel if the County in which the City is located has levied the tax prior to the adoption of the tax by the City; and,

WHEREAS, Cheatham County currently levies a tax on the privilege of occupancy of a hotel thus prohibiting the Town of Kingston Springs from levying such taxes; and,

WHEREAS, the Town of Kingston Springs wishes to be exempted from the requirements of Tennessee Code Annotated § 67-4-1425(a) (2); and,

WHEREAS, if the Town is exempted from such section and allowed to levy a tax on the privilege of occupancy of a hotel, the proceeds received from such tax will be used for tourism and economic development within the Town of Kingston Springs.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs as follows:

THAT, by a two-thirds (2/3) vote, the Board of Commissioners requests the Tennessee General Assembly to exempt the Town of Kingston Springs from the requirements of Tennessee Code Annotated § 67-4-1425(a)(2).

READ AND ADOPTED this the 19th day of November, 2015.

Francis A. Gross III, Mayor

ATTEST:

Debbie K. Finch, Assistant City Manager/Recorder

APPROVED AS TO FORM AND LEGALITY:

Jennifer Noe, City Attorney

RESOLUTION #15-011

A RESOLUTION TO ASK THE TENNESEE GENERAL ASEMBLY TO EXEMPT THE TOWN OF KINGSTON SPRINGS FROM THE REQUIREMENTS OF TENNESSEE CODE ANNOTATED § 67-4-1425 AND ALLOW THE TOWN OF KINGSTON SPRINGS TO LEVY A TAX ON THE PRIVLEDGE OF OCCUPANCY OF A HOTEL

WHEREAS, pursuant to Tennessee Code Annotated § 67-4-1425(a)(2), a City is prohibited from levying a tax on the privilege of occupancy of a hotel if the County in which the City is located has levied the tax prior to the adoption of the tax by the City; and,

WHEREAS, Cheatham County currently levies a tax on the privilege of occupancy of a hotel thus prohibiting the Town of Kingston Springs from levying such taxes; and,

WHEREAS, the Town of Kingston Springs wishes to be exempted from the requirements of Tennessee Code Annotated § 67-4-1425(a) (2); and,

WHEREAS, if the Town is exempted from such section and allowed to levy a tax on the privilege of occupancy of a hotel, the proceeds received from such tax will be used for tourism and economic development within the Town of Kingston Springs.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Kingston Springs as follows:

THAT, by a two-thirds (2/3) vote, the Board of Commissioners requests the Tennessee General Assembly to exempt the Town of Kingston Springs from the requirements of Tennessee Code Annotated § 67-4-1425(a)(2).

READ AND ADOPTED this the 19th day of November, 2015.

Francis A. Gross III, Mayor

ATTEST:

Debbie K. Finch, Assistant City Manager/Recorder

APPROVED AS TO FORM AND LEGALITY:

Jennifer Noe, City Attorney