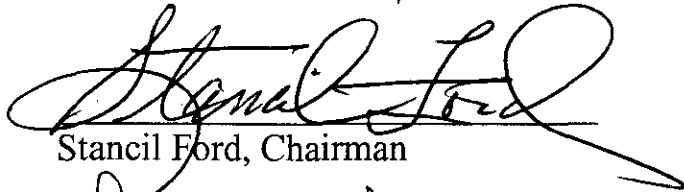



This is to certify that these minutes were approved by the Hamblen County
Legislative Body on

November 19, 2007


Stancil Ford, Chairman


Linda Wilder, Hamblen County Clerk

BE IT REMEMBERED that the Legislative Body Session for Hamblen County, Tennessee met at a special call meeting on November 13, 2007 at 11:30 a.m. at the Hamblen County Courthouse with the Honorable Stancil Ford presiding.

The following members were present:

Larry Baker	Tom Massey
Ricky Bruce	Frank Parker
Guy Collins	Reece Sexton
Stancil Ford	Joe Spoone
Herbert Harville	Joe Swann
Paul Lebel	Dana Wampler

Absent: Doyle Fullington and Nancy Phillips

The Legislative Body recessed to go into public hearing to discuss joining with the City of Morristown in placing the sales tax resolution on the February 5, 2008 Presidential Primary.

Commission was reconvened following the public hearing.

SALES TAX RESOLUTION

Motion by Frank Parker, seconded by Joe Swann to approve the following resolution.

Voting for: all

RESOLUTION OF THE HAMBLLEN COUNTY BOARD OF COMMISSIONERS
DIRECTING THE HAMBLLEN COUNTY ELECTION COMMISSION TO
HOLD AN ELECTION PURSUANT TO *TENNESSEE CODE ANNOTATED*
§ 67-6-706 ON WHETHER HAMBLLEN COUNTY CAN LEVY A
COUNTY-WIDE LOCAL SALES AND USE TAX AT A RATE OF 9.75%
(BEING .25% ABOVE THE EXISTING COUNTY-WIDE RATE OF 9.50%),
NOT TO EXCEED THE MAXIMUM PERCENTAGE AS STATED IN THE LOCAL
OPTION REVENUE ACT, *TENNESSEE CODE ANNOTATED* §§ 67-6-701 THROUGH
67-6-716, AS AMENDED EXCEPT AS LIMITED OR MODIFIED BY STATUTE

WHEREAS, the City Council of the City of Morristown has determined that its citizens should have the opportunity to vote on the issue of whether to increase the rate of the local sales and use tax to 9.75% (being .25% above the current county-wide rate of 9.50%) for the purpose of reducing reliance on property taxes to provide public improvements and services for its citizens; and

WHEREAS, *T.C.A.* § 67-6-703 provides that if the City adopts an ordinance increasing the sales and use tax described above, Hamblen County would have forty (40) days thereafter within which to adopt a resolution to levy the tax at least equal to the rate provided in such ordinance; and

WHEREAS, if the Hamblen County Board of Commissioners adopts such a resolution, the City's ordinance would be suspended until it was determined by referendum whether the County's resolution would become operative, and if so, the City's ordinance would become null and void; and

WHEREAS, in the interest of time and efficiency, the City Council of the City of Morristown has respectively requested the Hamblen County Board of Commissioners to adopt a resolution for the purposes set forth above or alternatively, to advise the City that it is not inclined to adopt such resolution such that the City may then proceed with the adoption of its ordinance; and

WHEREAS, under *Tennessee Code Annotated* § 67-6-706, any ordinance or resolution of a county or of a city or town levying the tax under Tennessee law shall not become operative until approved in an election as therein provided in the county or the city or town, as the case may be; and

WHEREAS, Hamblen County desires to levy a county-wide local sales and use tax at a rate of 9.75% (being .25% above the existing county-wide rate of 9.50%), not to exceed the maximum percentage as stated in the Local Option Revenue Act, *Tennessee Code Annotated* §§ 67-6-701 through 67-6-716, as amended, except as limited or modified by statute;

Capps, Cantwell, Capps & Byrd

SUNTRUST BANK BUILDING MORRISTOWN, TENNESSEE

NOW, THEREFORE, BE IT RESOLVED by the Hamblen County Board of Commissioners meeting in regular session on November 19, 2007, that the Hamblen County Election Commission is hereby directed to hold an election pursuant to *Tennessee Code Annotated* § 67-6-706 on the question of whether or not the Hamblen County Board of Commissioners may levy a county-wide local sales and use tax at a rate of 9.75% (being .25% above the existing county-wide rate of 9.50%), not to exceed the maximum percentage as stated in the Local Option Revenue Act, *Tennessee Code Annotated* §§ 67-6-701 through 67-6-716, as amended, except as limited or modified by statute; and

FURTHER RESOLVED, that said referendum shall be held simultaneously with the Presidential Preference Primary on February 5, 2008.

This Resolution shall be effective immediately upon the adoption of this Resolution by the Hamblen County Board of Commissioners at two (2) duly noticed Public Hearings, one held on November 13, 2007 and the other on November 19, 2007.

WHEREFORE, it was moved by _____ and seconded by _____ that this Resolution be adopted.

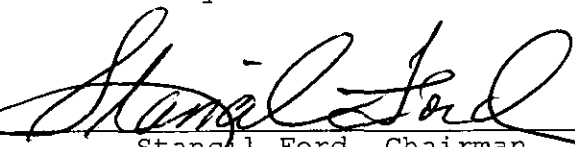
Voting Aye: _____

Voting Nay: _____

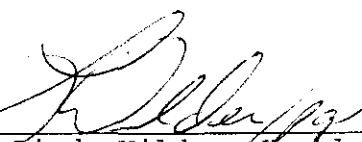
Pass: _____

The Chair declared the Resolution adopted this ^{13th}~~19th~~ day of November, 2007.

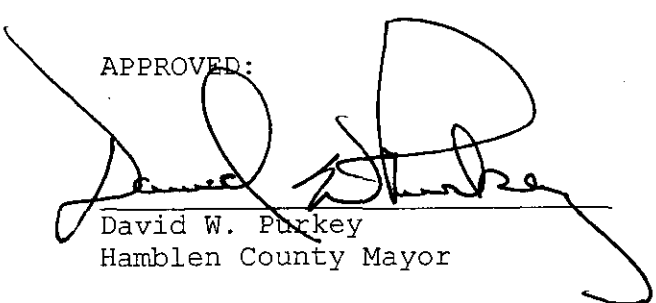
Hamblen County Board of Commissioners

By: 
Stancil Ford, Chairman

ATTEST:

By: 
Linda Wilder, Hamblen County Clerk

APPROVED:


David W. Purkey
Hamblen County Mayor

Thereupon, meeting adjourned.