

# Hamilton County Board of County Commissioners

AGENDA

September 16, 2015

ROLL CALL

INVOCATION - **Commissioner Fairbanks**

PLEDGE TO THE FLAG - **Commissioner Fairbanks**

- Presentation            Miracle League of Chattanooga - Kim Chapman. Agenda Session only - September 9, 2015.  
Commissioner Bankston
- Minutes                 Recessed Meeting - August 26, 2015
- Minutes                 Agenda Session - August 26, 2015
- Minutes                 Regular Meeting - September 2, 2015
- Report                  Order of Designation Planning Commission - Todd Leamon - September 14, 2015
- Res. No. 915-21        A Resolution to approve and accept applications for notary public positions, the bonds and oaths of notaries previously elected, the oaths of Deputy County Clerks, the oath of Deputy Sheriff, and the oath of Chairman and Chairman Pro Tempore of the Hamilton County Board of Commissioners.
- Res. No. 915-22A      A Resolution granting the approval of a special permit for an aircraft landing strip per Article VI, Section 402, on a tract of land located at 2380 Retro Hughes Road.
- Res. No. 915-22B      A Resolution granting the approval of a special permit for an aircraft landing strip per Article VI, Section 402, on a tract of land located at 2380 Retro Hughes Road.
- Res. No. 915-22C      A Resolution granting the approval of a Special Permit for an aircraft landing strip per Article VI, Section 402, on a tract of land located at 2380 Retro Hughes Road.
- Res. No. 915-23        A Resolution making an appropriation to Dallas Bay Volunteer Fire Department in the amount of five thousand dollars (\$5,000.00) from General Fund discretionary monies, as allotted to District One.
- Res. No. 915-24        A Resolution making an appropriation to Orange Grove Center in the amount of ten thousand dollars (\$10,000.00) from General Fund discretionary monies, as allotted to District One.
- Res. No. 915-25        A Resolution making an appropriation to Mowbray Volunteer Fire Department in the amount of thirteen thousand dollars (\$13,000.00) from General Fund discretionary monies, as allotted to District One.
- Res. No. 915-26        A Resolution making an appropriation to East Lake Neighborhood Association in the amount of One Thousand Eight Hundred Dollars (\$1,800.00) from General Fund discretionary monies, as allotted to District Four.
- Res. No. 915-27        A Resolution making an appropriation to Veterans Memorial Park of Collegedale in the amount of Ten Thousand Dollars (\$10,000.00) from General Fund discretionary monies, as allotted to District Seven.
- Res. No. 915-28        A Resolution making an appropriation to The Next Door, Inc., in the amount of One Thousand Dollars (\$1,000.00) from General Fund discretionary monies, as allotted to District Nine.
- Res. No. 915-29        A Resolution to authorize the County Mayor to award five (5) days of paid leave for the purpose of encouraging all Hamilton County employees to participate in the United Way campaign through payroll deduction.
- Res. No. 915-30        A Resolution adopting by reference the updated National Flood Insurance Program (NFIP), Flood Insurance Rate Maps (FIRM) for unincorporated Hamilton County, Tennessee.
- Res. No. 915-31        A Resolution approving the amending of a certain Payment In Lieu of Taxes (PILOT) agreement with Alstom Power, Inc.
- Res. No. 915-32        A Resolution authorizing the County Mayor to sign a contract in the amount of \$32,600 with the Scenic Cities Beautiful Commission to provide litter prevention education services with a contract period beginning July 01, 2015 and ending June 30, 2016.

- Res. No. 915-33 A Resolution accepting the bids of Henry Schein, Inc., Midwest Medical Supply Company, LLC (MMS), Scientific Sales, Inc. and Quadmed for one (1) year contract pricing, beginning September 16, 2015, through September 15, 2016, for EMS/hi-risk medical gloves and bloodborne pathogen personal protection equipment for Emergency Medical Services and authorizing the County Mayor to sign any contracts necessary to implement this Resolution.
- Res. No. 915-34  
As Amended A Resolution accepting the return to the fund balance of the Hamilton County General Fund of the Two Hundred Thousand Dollar (\$200,000.00) appropriation for discretionary spending as previously allotted to County Commission Districts Three and Six, and authorizing the receipt of same.
- Res. No. 915-34 A Resolution accepting the return to the fund balance of the Hamilton County General Fund of the One Hundred Thousand Dollar (\$100,000.00) appropriation for discretionary spending previously allotted to County Commission District Six, and authorizing the receipt of same.

## **ANNOUNCEMENTS**

### **DELEGATIONS ON MATTERS OTHER THAN ZONING**

*Any invocation that may be offered before the official start of the Commission meeting shall be the voluntary offering of a private citizen, to and for the benefit of the Commission. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Commission and do not necessarily represent the religious beliefs or views of the Commission in part or as a whole. No member of the community is required to attend or participate in the invocation and such decision will have no impact on their right to actively participate in the business of the Commission.*

**RECESSED MEETING  
HAMILTON COUNTY BOARD OF COMMISSIONERS  
AUGUST 26, 2015**

**STATE OF TENNESSEE**            )            Recessed Meeting  
**COUNTY OF HAMILTON**        )            August 26, 2015

**BE IT REMEMBERED**, that on this 26<sup>th</sup> day of August, 2015, a Recessed Meeting of the Hamilton County Board of Commissioners was begun and held at the Courthouse, in the City of Chattanooga, in the County Commission Room, when the following proceedings were held, to wit:--

Present and presiding was the Honorable Jim Fields, Chairman, County Clerk Bill Knowles called the roll of the County Commission and the following, constituting a quorum, answered to their names: Commissioner Bankston, Commissioner Beck, Commissioner Boyd, Commissioner Fairbanks, Commissioner Graham, Commissioner Haynes, Commissioner Mackey, Commissioner Smedley, and Chairman Fields. Total present – 9. Total absent -0.

Also in attendance were County Mayor Jim Coppinger, members of his administrative staff, County Attorney Rheubin Taylor, and County Auditor Bill McGriff.

Commissioner Smedley introduced County Clerk Bill Knowles who gave the invocation. Commissioner Smedley led in the pledge to the flag.

**RECESSED MEETING  
HAMILTON COUNTY BOARD OF COMMISSIONERS  
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Chairman Fields announced that there was not any scheduled business for the Recessed Meeting and asked if anyone had any announcements.

Being no further business Chairman Fields declared the recessed meeting adjourned.

Respectfully submitted:



\_\_\_\_\_  
William F. (Bill) Knowles, County Clerk

Approved:

\_\_\_\_\_  
Date

W.F.K.  
Clerk's Initials

**HAMILTON COUNTY COMMISSION  
AGENDA PREPARATION SESSION  
AUGUST 26, 2015**

**STATE OF TENNESSEE**            )            Agenda Preparation Session  
**COUNTY OF HAMILTON**        )            August 26, 2015

**BE IT REMEMBERED**, that on this 26<sup>th</sup> day of August, 2015, an Agenda Preparation Session of the Hamilton County Board of Commissioners was begun and held at the Courthouse, in the City of Chattanooga, in the County Commission Room, when the following proceedings were held, to wit:--

Present and presiding was the Honorable Jim Fields, Chairman. County Clerk Bill Knowles called the roll of the County Commission and the following, constituting a quorum, answered to their names: Commissioner Bankston, Commissioner Beck, Commissioner Boyd, Commissioner Fairbanks, Commissioner Graham, Commissioner Haynes, Commissioner Mackey, Commissioner Smedley, and Chairman Fields. Total present - 9. Total absent – 0.

Also in attendance were County Mayor Jim Coppinger, members of his administrative staff, County Attorney Rheubin Taylor, and County Auditor Bill McGriff.

**HAMILTON COUNTY COMMISSION  
AGENDA PREPARATION SESSION  
AUGUST 26, 2015**

**COMMITTEE ASSIGNMENTS**

Chairman Fields indicated the upcoming agenda items would be considered as follows:

- The Criminal Court Clerk report for June 2015 would be submitted for the record.
- The Trustee Monthly and Excess Fee reports for July 2015 would be submitted as a matter of record.
- The Juvenile Court Clerk's report for June 2015 would be submitted for the record.
- Resolution No. 915-1 was the usual County Clerk item regarding notaries, etc. This required no committee assignment.
- Resolution Nos. 915-2 through 915-4, and 915-12 through 915-19 were assigned to the Finance Committee, chaired by Commissioner Graham.
- Resolution No. 915-8 was not used.
- Resolution Nos. 915-5 through 915-7, 915-9 through 915-11, and 915-20 were heard by a Committee of the Whole.

Chairman Fields stated that Resolution Nos. Resolution Nos. 915-5 through 915-7, 915-9 through 915-11, and 915-20 would now be heard by the Committee of the Whole.

**COMMITTEE OF THE WHOLE – RESOLUTION NO. 915-5**

Commissioner Graham spoke regarding this Resolution, which approves the expenditure of \$12,500.00 from general fund discretionary monies as allotted to District 6, to assist the Town of Lookout Mountain with the renovation of their pavilion and picnic area.

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AGENDA PREPARATION SESSION  
AUGUST 26, 2015**

There were no questions from Commissioners.

**COMMITTEE OF THE WHOLE – RESOLUTION NO. 915-6**

Chairman Fields spoke regarding this Resolution, which approves the expenditure of \$6,027.00 from discretionary bond funds, as allotted to District 2, to assist with the cost of a parking lot for the indoor batting facility at Shackleford Ridge County Park. Chairman Fields noted that the batting facility is used by Signal Mountain Middle/High School and area recreational teams.

There were no questions from Commissioners.

**COMMITTEE OF THE WHOLE – RESOLUTION NO. 915-7**

Chairman Fields spoke regarding this Resolution, which approves the expenditure of \$4,960.00 from discretionary bond funds, as allotted to District 2, to assist with a ceiling replacement at the McCoy farmhouse, property owned by the Town of Walden. It was stated that the property was donated to the Town by the McCoy Family, and is currently used for community recreation.

There were no questions from Commissioners.

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AGENDA PREPARATION SESSION  
AUGUST 26, 2015**

**COMMITTEE OF THE WHOLE – RESOLUTION NO. 915-9**

Commissioner Beck spoke regarding this Resolution, which approves making an appropriation to Girls Incorporated of Chattanooga in the amount of \$2,500.00 from general fund discretionary monies, as allotted to District 5. The funding will assist the nonprofit organization with summer camp scholarships.

There were no questions from Commissioners.

**COMMITTEE OF THE WHOLE – RESOLUTION NO. 915-10**

Commissioner Boyd spoke regarding this Resolution, which approves making an appropriation to Chattanooga Ballet, Inc. in the amount of \$1,750.00 from general fund discretionary monies, as allotted to District 8. The funding will assist the nonprofit in replacing costumes for the Nutcracker Ballet. Commissioner Boyd reported that the Nutcracker Ballet has a positive seasonal impact on downtown Chattanooga. In closing, he added that private donors will match every dollar that is donated to the Ballet.

There were no questions from Commissioners.

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AGENDA PREPARATION SESSION  
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**COMMITTEE OF THE WHOLE – RESOLUTION NO. 915-11**

Commissioner Boyd spoke regarding this Resolution, which approves making an appropriation to Sculpture Fields at Montague Park in the amount of \$6,000.00 from general fund discretionary monies, as allotted to District 8. The funding will assist with the purchase of materials for a sculpture commemorating the servicemen who lost their lives on July 16, 2015, at the Naval Reserve Center on Amnicola Highway in Chattanooga. Commissioner Boyd added that he would be teaming with Commissioner Mackey on the project. In closing, he noted that the sculpture would be over 65-feet tall and would be erected in early September.

There were no questions from Commissioners.

**COMMITTEE OF THE WHOLE – RESOLUTION NO. 915-20**

Mayor Coppinger spoke regarding this Resolution, which adopts those powers granted to Tennessee Counties pursuant to Tennessee Code Annotated Section 5-1-118, et seq., also known as the County General Powers Act, and authorizes Hamilton County to exercise certain powers granted to municipalities pursuant to Tennessee Code Annotated Sections 6-2-201 (22) and (23) with respect to the regulation of nuisances and other practices detrimental to the inhabitants of the County. He

**HAMILTON COUNTY COMMISSION  
AGENDA PREPARATION SESSION  
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explained that the County General Powers Act gives more power to inspectors who respond to complaints of overgrown yards, inoperable vehicles, etc. In closing, he noted that this would empower the Health and Safety Hearing Board to be able to enforce rules and regulations without delay.

County Attorney Rheubin Taylor added that the General Powers Act applies to zoning ordinances as well, and that a two-thirds majority vote is required to adopt the Resolution.

Several Commissioners voiced their support for this Resolution. They thanked Mayor Copping and Attorney Taylor for bringing this item before the Commission.

In response to Commissioner Haynes question, Attorney Taylor clarified that the regulations will go into effect immediately after adoption of the Resolution.

There were no further questions or comments from Commissioners.

Commissioner Graham, Chairman of the Finance Committee announced that the Finance Committee would be meeting in the Commission Room immediately following the Agenda Session.

**HAMILTON COUNTY COMMISSION  
AGENDA PREPARATION SESSION  
AUGUST 26, 2015**

**ANNOUNCEMENTS**

Chairman Fields asked for announcements from members of the Commission.

Commissioner Haynes announced the birth of his grandson, William Manning Haynes.

Commissioner Haynes also spoke about meeting with Joe Smith, founder and director of the YCAP boxing league, Jabbin' for Jesus, and Gary Haskew, co-host of SportsTalk Radio WGOW 102.3 FM. Two young men from the boxing league recently won the world championship in Kansas City, MO, and will now represent Chattanooga in the Olympic trials in Philadelphia, PA September 7<sup>th</sup> through 12<sup>th</sup>. Commissioner Haynes spoke about assisting in fundraising efforts for the young men, and issued a challenge to fellow Commissioners to participate as well.

Several Commissioners congratulated Commissioner Haynes on the birth of his grandson.

Mayor Coppinger reminded the Commission about an employee benefits meeting taking place immediately after the Agenda Session in the Mayor's conference room.

**HAMILTON COUNTY COMMISSION  
AGENDA PREPARATION SESSION  
AUGUST 26, 2015**

**DELEGATIONS**

Chairman Fields asked for delegations on matters other than zoning. There were none.

Being no further business, Chairman Fields declared the meeting adjourned until Wednesday, September 2<sup>nd</sup> at 9:30 AM.

Respectfully submitted:



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William F. (Bill) Knowles, County Clerk

Approved:

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Date



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Clerk's Initials

**HAMILTON COUNTY COMMISSION  
REGULAR MEETING  
SEPTEMBER 2, 2015**

**STATE OF TENNESSEE**            )           Regular Meeting  
**COUNTY OF HAMILTON**        )           September 2, 2015

**BE IT REMEMBERED**, that on this 2<sup>nd</sup> day of September, 2015, a Regular Meeting of the Hamilton County Board of Commissioners was begun and held at the Courthouse, in the City of Chattanooga, in the County Commission Room, when the following proceedings were held, to wit:--

Present and presiding was the Honorable Jim Fields, Chairman. County Clerk Bill Knowles called the roll of the County Commission and the following, constituting a quorum, answered to their names: Commissioner Bankston, Commissioner Beck, Commissioner Boyd, Commissioner Fairbanks, Commissioner Graham, Commissioner Haynes, Commissioner Mackey, Commissioner Smedley, and Chairman Fields. Total present – 9. Total absent – 0.

Also in attendance were County Mayor Jim Coppinger, members of his administrative staff, County Attorney Rheubin Taylor, and County Auditor Bill McGriff.

Attached hereto is a copy of the Public Notice of this meeting, which was published in a local newspaper and made a matter of record of this meeting.

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Commissioner Fairbanks introduced Pastor Joey Harris, Harmony Baptist Church, who gave the invocation. Commissioner Fairbanks led in the pledge to the flag.

**ELECTION OF CHAIRMAN AND CHAIRMAN PRO TEMPORE OF THE HAMILTON COUNTY BOARD OF COMMISSIONERS**

Chairman Fields stated that the floor was open for nominations to elect a Chairman for the ensuing year.

Commissioner Graham nominated Commissioner Fields to serve as Chairman.

Commissioner Boyd nominated Commissioner Bankston to serve as Chairman.

Chairman Fields asked if there were other nominations. There were none.

County Clerk Bill Knowles called the roll on the nomination of Chester Bankston and Jim Fields to serve as Commission Chairman. Commissioners voted as follows: Commissioner Bankston, "Chester Bankston"; Commissioner Beck, "Jim Fields"; Commissioner Boyd, "Chester Bankston"; Commissioner Fairbanks, "Chester Bankston"; Commissioner Fields, "Jim Fields"; Commissioner Graham, "Jim Fields"; Commissioner Haynes, "Chester Bankston"; Commissioner Mackey, "Jim Fields"; and

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Commissioner Smedley, “Chester Bankston”. Total present – 9. Total absent – 0. Total votes for Chester Bankston – 5. Total votes for Jim Fields – 4.

**OATH OF OFFICE FOR CHAIRMAN OF THE HAMILTON COUNTY BOARD OF  
COMMISSIONERS**

Clerk Knowles administered the Oath of Office to Commissioner Bankston who was elected Chairman for the ensuing year.

Chairman Bankston took the seat as Chairman at this time. He thanked the Commission for their support and stated he looked forward to serving in this capacity.

Chairman Bankston opened the floor for nominations for Chairman Pro Tempore.

Commissioner Haynes nominated Commissioner Fairbanks to serve as Chairman Pro Tempore.

Commissioner Mackey nominated Commissioner Graham to serve as Chairman Pro Tempore.

Chairman Bankston asked if there were other nominations. There were none.

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County Clerk Bill Knowles called the roll on the nomination of Randy Fairbanks and Joe Graham to serve as Commission Chairman Pro Tempore. Commissioners voted as follows: Commissioner Beck, "Joe Graham"; Commissioner Boyd, "Randy Fairbanks"; Commissioner Fairbanks, "Randy Fairbanks"; Commissioner Fields, "Joe Graham"; Commissioner Graham, "Joe Graham"; Commissioner Haynes, "Randy Fairbanks"; Commissioner Mackey, "Joe Graham"; and Commissioner Smedley, "Randy Fairbanks". Commissioner Bankston, "Randy Fairbanks". Total present – 9. Total absent – 0. Total votes for Randy Fairbanks – 5. Total Votes for Joe Graham – 4.

Chairman Bankston announced that Commissioner Fairbanks had been elected as Chairman Pro Tempore.

**OATH OF OFFICE FOR CHAIRMAN PRO TEMPORE OF THE HAMILTON COUNTY  
BOARD OF COMMISSIONERS**

Clerk Knowles administered the Oath of Office to Commissioner Randy Fairbanks who was elected Chairman Pro Tempore for the ensuing year.

**PRESENTATION – TENNESSEE WILDLIFE RESOURCE AGENCY – ENTERPRISE  
SOUTH NATURE PARK DEER HUNT.**

**HAMILTON COUNTY COMMISSION  
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Ben Layton, Big Game Specialist with TWRA provided detailed statistics regarding the deer herd assessment for Enterprise South Nature Park (ESNP). He reported that the three main criteria for determining condition of the deer herd on ESNP are physical conditions, abomasal parasite count, and population survey. He further reported that the deer hunting program has successfully reduced the population to below carrying capacity. He stated that the overall health and weight of the deer had improved. Mr. Layton's first recommendation was that hunting be discontinued on the portion of ESNP open to the public. Deer herd status will continue to be monitored by utilizing abomasal parasite counts and distance sampling methodology.

Mr. Layton's second recommendation was to continue the Wounded Warriors serviceman hunts on the acreage adjacent to Highway 58 and Hickory Valley Road, which is outside of the public portion of ESNP. He pointed out that perimeter deer hunts will serve to limit the growth potential of the deer herd at ESNP.

Commissioner Mackey thanked TWRA for improving the condition of the ESNP herds. He reported that homeowners surrounding ESNP have complained about deer being driven into their neighborhood. Mr. Layton acknowledge the issue and stated that a procedure similar to a big game depredation permit was currently being developed that would allow a neighborhood or homeowners association to obtain a permit for a hunter to come in and remove the deer. In closing Commissioner Mackey asked that Mr. Layton leave his business card for further contact.

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Commissioner Boyd thanked TWRA for improving the condition of the ESNP herds. He also thanked TWRA for continuing to keep the Commission and the public informed. In closing, he expressed his appreciation for the detailed report and the attached supporting letter from the University of Georgia.

Mr. Layton spoke about Resolution No. 1111-14, which requires TWRA to appear before and report deer population statistics to the Hamilton County Board of Commissioners before scheduling of a hunt. He suggested that the Resolution be changed to require TWRA to make their report no later than May of each year.

The next scheduled Wounded Warriors serviceman hunt on the acreage adjacent to Highway 58 and Hickory Valley Road is scheduled for October 19<sup>th</sup> and 20<sup>th</sup>.

Attorney Taylor stated an amendment will be prepared for Resolution No. 1111-14 and submitted to the Commission for approval. The amendment will change the yearly report deadline to May of each year.

A copy of Mr. Layton's report was distributed to members of the Commission and the Clerk's office as a matter of record.

**HAMILTON COUNTY COMMISSION  
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**APPROVAL OF MINUTES**

**ON MOTION** of Commissioner Fields, seconded by Commissioner Boyd, that the minutes of the Recessed Meeting of August 12, 2015, the Agenda Preparation Session of August 12, 2015, and the Regular Meeting of August 19, 2015, be approved, treat same as read, made a matter of record and filed. The foregoing Motion was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Beck, "Aye"; Commissioner Boyd, "Aye"; Commissioner Fairbanks, "Aye"; Commissioner Fields, "Aye"; Commissioner Graham, "Aye"; Commissioner Haynes, "Aye"; Commissioner Smedley, "Aye"; and Chairman Bankston, "Aye. Commissioner Mackey was in the office but absent for the roll call vote. Total present – 8. Total absent – 1. Total "Aye" votes – 8. Total "Nay" votes – 0.

**CRIMINAL COURT CLERK REPORT**

The Criminal Court Clerk report for June 2015 was submitted and made a matter of record.

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**TRUSTEE'S MONTHLY REPORT**

The Trustee's monthly report for July 2015 was submitted and made a matter of record.

**TRUSTEE'S EXCESS FEE REPORT**

The Trustee's excess fee report for July 2015 was submitted and made a matter of record.

**JUVENILE COURT CLERK'S REPORT**

The Juvenile Court Clerk's report for June 2015 was submitted and made a matter of record.

**RESOLUTION NO. 915-1 A RESOLUTION TO APPROVE AND ACCEPT APPLICATIONS FOR NOTARY PUBLIC POSITIONS, THE BONDS AND OATHS OF NOTARIES PREVIOUSLY ELECTED, THE OATHS OF DEPUTY COUNTY CLERKS, AND THE OATHS OF DEPUTY SHERIFFS.**

**ON MOTION** of Commissioner Fields, seconded by Commissioner Mackey, to adopt Resolution No. 915-1. The foregoing Resolution was unanimously adopted on a

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Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Beck, "Aye"; Commissioner Boyd, "Aye"; Commissioner Fairbanks, "Aye"; Commissioner Fields, "Aye"; Commissioner Graham, "Aye"; Commissioner Haynes, "Aye"; Commissioner Mackey, "Aye"; Commissioner Smedley, "Aye"; and Chairman Bankston, "Aye. Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

Chairman Bankston noted that Resolution Nos. 915-5 through 915-7, 915-9 through 915-11, and 915-20 were heard by the Committee of the Whole.

**RESOLUTION NO. 915-5 A RESOLUTION APPROVING THE EXPENDITURE OF TWELVE THOUSAND FIVE HUNDRED DOLLARS (\$12,500.00) FROM GENERAL FUND DISCRETIONARY MONIES (AS ALLOTTED TO DISTRICT SIX) TO ASSIST THE TOWN OF LOOKOUT MOUNTAIN WITH THE RENOVATION OF THEIR PAVILION AND PICNIC AREA.**

**ON MOTION** of Commissioner Graham, seconded by Commissioner Fields, to adopt Resolution No. 915-5. The foregoing Resolution was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Beck, "Aye"; Commissioner Boyd, "Aye"; Commissioner Fairbanks, "Aye"; Commissioner Fields, "Aye"; Commissioner Graham, "Aye"; Commissioner Haynes, "Aye"; Commissioner Mackey, "Aye"; Commissioner

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Smedley, "Aye"; and Chairman Bankston, "Aye. Total present – 9. Total absent – 0.

Total "Aye" votes – 9. Total "Nay" votes – 0.

**RESOLUTION NO. 915-6 A RESOLUTION APPROVING THE EXPENDITURE OF SIX THOUSAND TWENTY SEVEN DOLLARS (\$6,027.00) FROM DISCRETIONARY BOND FUNDS (AS ALLOTTED TO DISTRICT TWO) TO ASSIST WITH THE COST OF A PARKING LOT FOR THE INDOOR BATTING FACILITY AT SIGNAL MOUNTAIN MIDDLE/HIGH SCHOOL.**

**ON MOTION** of Commissioner Fields, seconded by Commissioner Graham, to adopt Resolution No. 915-. The foregoing Resolution was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Beck, "Aye"; Commissioner Boyd, "Aye"; Commissioner Fairbanks, "Aye"; Commissioner Fields, "Aye"; Commissioner Graham, "Aye"; Commissioner Haynes, "Aye"; Commissioner Mackey, "Aye"; Commissioner Smedley, "Aye"; and Chairman Bankston, "Aye. Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

**RESOLUTION NO. 915-7 A RESOLUTION APPROVING THE EXPENDITURE OF FOUR THOUSAND NINE HUNDRED SIXTY DOLLARS (\$4,960.00) FROM DISCRETIONARY BOND FUNDS (AS ALLOTTED TO DISTRICT TWO) TO ASSIST**

**HAMILTON COUNTY COMMISSION  
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**WITH A CEILING REPLACEMENT ON PROPERTY OWNED BY THE TOWN OF  
WALDEN.**

**ON MOTION** of Commissioner Fields, seconded by Commissioner Mackey, to adopt Resolution No. 915-7. The foregoing Resolution was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Beck, "Aye"; Commissioner Boyd, "Aye"; Commissioner Fairbanks, "Aye"; Commissioner Fields, "Aye"; Commissioner Graham, "Aye"; Commissioner Haynes, "Aye"; Commissioner Mackey, "Aye"; Commissioner Smedley, "Aye"; and Chairman Bankston, "Aye. Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

**RESOLUTION NO. 915-8 WAS NOT USED.**

**RESOLUTION NO. 915-9 A RESOLUTION MAKING AN APPROPRIATION TO  
GIRLS INCORPORATED OF CHATTANOOGA IN THE AMOUNT OF TWO  
THOUSAND FIVE HUNDRED DOLLARS (\$2,500.00) FROM GENERAL FUND  
DISCRETIONARY MONIES, AS ALLOTTED TO DISTRICT FIVE.**

**ON MOTION** of Commissioner Beck, seconded by Commissioner Boyd, to adopt Resolution No. 915-9. The foregoing Resolution was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and

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voting as follows: Commissioner Beck, “Aye”; Commissioner Boyd, “Aye”;  
Commissioner Fairbanks, “Aye”; Commissioner Fields, “Aye”; Commissioner Graham,  
“Nay”; Commissioner Haynes, “Aye”; Commissioner Mackey, “Aye”; Commissioner  
Smedley, “Aye”; and Chairman Bankston, “Aye. Total present – 9. Total absent – 0.  
Total “Aye” votes – 8. Total “Nay” votes – 1.

**RESOLUTION NO. 915-10 A RESOLUTION MAKING AN APPROPRIATION TO  
CHATTANOOGA BALLET, INC., IN THE AMOUNT OF ONE THOUSAND SEVEN  
HUNDRED FIFTY DOLLARS (\$1,750.00) FROM GENERAL FUND DISCRETIONARY  
MONIES, AS ALLOTTED TO DISTRICT EIGHT.**

**ON MOTION** of Commissioner Boyd, seconded by Commissioner Mackey, to  
adopt Resolution No. 915-10. The foregoing Resolution was unanimously adopted on a  
Roll Call vote, with the following members of the County Commission being present and  
voting as follows: Commissioner Beck, “Aye”; Commissioner Boyd, “Aye”;  
Commissioner Fairbanks, “Aye”; Commissioner Fields, “Aye”; Commissioner Graham,  
“Nay”; Commissioner Haynes, “Aye”; Commissioner Mackey, “Aye”; Commissioner  
Smedley, “Aye”; and Chairman Bankston, “Aye. Total present – 9. Total absent – 0.  
Total “Aye” votes – 8. Total “Nay” votes – 1.

**RESOLUTION NO. 915-11 A RESOLUTION MAKING AN APPROPRIATION TO  
SCULPTURE FIELDS AT MONTAGUE PARK IN THE AMOUNT OF SIX THOUSAND**

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**DOLLARS (\$6,000.00) FROM GENERAL FUND DISCRETIONARY MONIES, AS ALLOTTED TO DISTRICT EIGHT.**

**ON MOTION** of Commissioner Boyd, seconded by Commissioner Mackey, to adopt Resolution No. 915-11. The foregoing Resolution was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Beck, "Aye"; Commissioner Boyd, "Aye"; Commissioner Fairbanks, "Aye"; Commissioner Fields, "Aye"; Commissioner Graham, "Aye"; Commissioner Haynes, "Aye"; Commissioner Mackey, "Aye"; Commissioner Smedley, "Aye"; and Chairman Bankston, "Aye. Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

After the roll was called for Resolution No. 915-11 Commissioner Haynes left and was not present for the remainder of the meeting.

**RESOLUTION NO. 915-20 A RESOLUTION TO ADOPT POWERS GRANTED TO TENNESSEE COUNTIES PURSUANT TO TENNESSEE CODE ANNOTATED SECTION 5-1-118, ET SEQ. (ALSO KNOWN AS "THE COUNTY GENERAL POWERS ACT"), AND TO AUTHORIZE HAMILTON COUNTY TO EXERCISE CERTAIN POWERS GRANTED TO MUNICIPALITIES PURSUANT TO TENNESSEE CODE ANNOTATED SECTIONS 6-2-201 (22) AND (23) WITH RESPECT TO THE**

**HAMILTON COUNTY COMMISSION  
REGULAR MEETING  
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**REGULATION OF NUISANCES AND OTHER PRACTICES DETRIMENTAL TO THE  
INHABITANTS OF THE COUNTY.**

**ON MOTION** of Commissioner Graham, seconded by Commissioner Mackey, to adopt Resolution No. 915-20. The foregoing Resolution was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Beck, "Aye"; Commissioner Boyd, "Aye"; Commissioner Fairbanks, "Aye"; Commissioner Fields, "Aye"; Commissioner Graham, "Aye"; Commissioner Mackey, "Aye"; Commissioner Smedley, "Aye"; and Chairman Bankston, "Aye. Commissioner Haynes was absent. Total present – 8. Total absent – 1. Total "Aye" votes – 9. Total "Nay" votes – 0.

Chairman Bankston asked that Resolution Nos. 915-2 through 915-4 be considered together at this time.

**RESOLUTION NO. 915-2 A RESOLUTION ACCEPTING THE BID OF TENNESSEE  
WASTE HAULERS, LLC FOR A ONE (1) YEAR CONTRACT, BEGINNING  
SEPTEMBER 7, 2015, THROUGH SEPTEMBER 6, 2016, WITH THE OPTION TO  
RENEW FOR TWO (2) ADDITIONAL ONE (1) YEAR TERMS, FOR THE RENTAL OF  
ONE (1) SELF-CONTAINED COMPACTOR AND DISPOSAL SERVICES FOR THE  
SHERIFF'S OFFICE AND AUTHORIZING THE COUNTY MAYOR TO SIGN ANY  
CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.**

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**RESOLUTION NO. 915-3 A RESOLUTION TO ACCEPT A CONTINUATION CONTRACT BETWEEN THE SHERIFF'S OFFICE AND THE STATE OF TENNESSEE'S DEPARTMENT OF HUMAN SERVICES FOR A CHILD SUPPORT PROGRAM FOR THE PERIOD JULY 1, 2015 THROUGH JUNE 30, 2016.**

**RESOLUTION NO. 915-4 A RESOLUTION ACCEPTING THE BID OF DIVERS SUPPLY, INC. FOR SURFACE SUPPLIED AIR EQUIPMENT AMOUNTING TO \$29,584.81 FOR THE SHERIFF'S OFFICE AND AUTHORIZING THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.**

Commissioner Graham provided details regarding Resolution Nos. 915-2 through 915-4 and stated the Finance Committee reviewed each item and recommended approval.

**ON MOTION** of Commissioner Graham, seconded by Commissioner Mackey, to adopt Resolution Nos. 915-2 through 915-4. The foregoing Resolutions were unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Beck, "Aye"; Commissioner Boyd, "Aye"; Commissioner Fairbanks, "Aye"; Commissioner Fields, "Aye"; Commissioner Graham, "Aye"; Commissioner Mackey, "Aye"; Commissioner

**HAMILTON COUNTY COMMISSION  
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Smedley, "Aye"; and Chairman Bankston, "Aye. Commissioner Haynes was absent.

Total present – 8. Total absent – 1. Total "Aye" votes – 8. Total "Nay" votes – 0.

Chairman Bankston asked that Resolution Nos. 915-12 through 915-18 be considered together at this time.

**RESOLUTION NO. 915-12 A RESOLUTION RATIFYING THE PURCHASE OF GASOLINE AND DIESEL FUEL FOR THE PERIOD OF JULY 1, 2015, THROUGH JULY 31, 2015, AND TO AUTHORIZE THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.**

**RESOLUTION NO. 915-13 A RESOLUTION AUTHORIZING THE COUNTY MAYOR ON BEHALF OF HAMILTON COUNTY, TENNESSEE, THE HEALTH SERVICES DIVISION, OPERATING AS THE CHATTANOOGA-HAMILTON COUNTY HEALTH DEPARTMENT TO SIGN A CONTRACT IN THE AMOUNT OF \$8,010.00 WITH THE TENNESSEE DEPARTMENT OF HEALTH TO PROVIDE EMERGENCY DENTAL CARE FOR UNINSURED ADULTS AGES 19– 64 YEARS FOR THE TIME PERIOD JULY 1, 2015 THROUGH JUNE 30, 2016.**

**RESOLUTION NO. 915-14 A RESOLUTION ACCEPTING THE BIDS OF TALLEY CONSTRUCTION COMPANY, INC. DBA SOUTHEASTERN MATERIALS, INC., HUDSON MATERIALS COMPANY, BLACKLIDGE EMULSIONS, INC., DUNLAP**

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**STONE, INC. AND HIWASSEE PAVING, LLC. FOR SIX (6) MONTHS CONTRACT PRICING, BEGINNING SEPTEMBER 7, 2015, THROUGH MARCH 6, 2016, FOR ASPHALT ROAD MATERIALS AND AUTHORIZING THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.**

**RESOLUTION NO. 915-15 A RESOLUTION ACCEPTING THE BIDS OF MARTIN MARIETTA MATERIALS, VULCAN MATERIALS COMPANY, DUNLAP STONE, INC., AND MIDSOUTH AGGREGATES FOR SIX (6) MONTHS CONTRACT PRICING, BEGINNING SEPTEMBER 7, 2015, THROUGH MARCH 6, 2016, FOR CRUSHED STONE AND SAND FOR THE HIGHWAY DEPARTMENT, AND AUTHORIZING THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.**

**RESOLUTION NO. 915-16 A RESOLUTION ACCEPTING THE BIDS OF SEQUATCHIE CONCRETE SERVICE, INC., TNT CONCRETE, LLC AND LAMBCON READY MIX FOR SIX (6) MONTHS CONTRACT PRICING, BEGINNING SEPTEMBER 7, 2015 THROUGH MARCH 6, 2016, FOR READY MIX CONCRETE FOR THE HIGHWAY DEPARTMENT, AND AUTHORIZING THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.**

**RESOLUTION NO. 915-17 A RESOLUTION ACCEPTING THE BIDS OF CONTECH ENGINEERED SOLUTIONS, LLC, AND SHERMAN DIXIE CONCRETE INDUSTRIES,**

**HAMILTON COUNTY COMMISSION  
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**INC. FOR SIX (6) MONTHS CONTRACT PRICING, BEGINNING SEPTEMBER 7, 2015, THROUGH MARCH 6, 2016, FOR CONCRETE AND METAL CULVERT FOR THE HIGHWAY DEPARTMENT AND TO AUTHORIZE THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.**

**RESOLUTION NO. 915-18 A RESOLUTION ACCEPTING THE BIDS OF PROBUILD AND SEQUATCHIE CONCRETE SERVICE FOR SIX (6) MONTHS CONTRACT PRICING, BEGINNING SEPTEMBER 7, 2015, THROUGH MARCH 6, 2016, FOR BAGGED PORTLAND CEMENT FOR THE HIGHWAY DEPARTMENT AND AUTHORIZING THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.**

Commissioner Graham provided details regarding Resolution Nos. 915-12 through 915-18 and stated the Finance Committee reviewed each item and recommended approval.

**ON MOTION** of Commissioner Graham, seconded by Commissioner Mackey, to adopt Resolution Nos. 915-12 through 915-18. The foregoing Resolutions were unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Beck, "Aye"; Commissioner Boyd, "Aye"; Commissioner Fairbanks, "Aye"; Commissioner Fields, "Aye"; Commissioner Graham, "Aye"; Commissioner Mackey, "Aye"; Commissioner

**HAMILTON COUNTY COMMISSION  
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Smedley, "Aye"; and Chairman Bankston, "Aye. Total present – 8. Total absent – 1.

Total "Aye" votes – 8. Total "Nay" votes – 0.

Chairman Bankston asked that Resolution No. 915-19 be considered at this time.

**RESOLUTION NO. 915-19 A RESOLUTION TO AUTHORIZE THE HAMILTON COUNTY BOARD OF EDUCATION TO PARTICIPATE IN THE TENNESSEE CONSOLIDATED RETIREMENT SYSTEM SEPARATELY FROM HAMILTON COUNTY, TENNESSEE, WITH WHICH IT IS CURRENTLY ASSOCIATED, AS PROVIDED IN TENNESSEE CODE ANNOTATED, SECTION 8-35-201.**

Commissioner Graham provided details regarding Resolution No. 915-19 and stated the Finance Committee reviewed the item and recommended denial. It was clarified that denial of the resolution will keep all new Hamilton County Board of Education employees beginning October 1, 2015, on the hybrid retirement plan. The hybrid retirement plan was unanimously adopted on March 18, 2015, Resolution Nos. 315-35 through 315-37.

**ON MOTION** of Commissioner Graham, seconded by Commissioner Boyd, to deny Resolution No. 915-19.

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Commissioner Mackey noted that there were disagreements between the Finance Committee and the Board of Education. He asked Christie Jordan, Hamilton County Department of Education Assistant Superintendent of Finance to address the discrepancy in numbers reported.

Ms. Jordan approached the podium and addressed Commissioner Mackey's concerns. For the record she noted that a handout was distributed to the Commission and the Clerk's office. She further explained why classified employees (Educational Assistants, Clerical Assistants, and Secretaries) should remain on the Tennessee Consolidated Retirement System (TCRS) legacy plan. She noted the annual average salary for classified employees is about \$23, 275 and that they have work years of 201 days or less. Moving classified employees to the Hybrid Plan will require them to contribute 5% of their pay to said retirement plan. Reducing take home pay of the lowest paid employees will make it difficult to fill these positions.

Ms. Jordan noted that there will be a shift in expense to Hamilton County Department Education (HCDE). What was once a retirement expense will now be a hiring and training expense. In closing she noted that under the hybrid retirement plan, classified employees do not have an incentive to maintain employment with HCDE.

**HAMILTON COUNTY COMMISSION  
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In response to Chairman Bankston's question, Ms. Jordan reported that the Hamilton County Board of Education unanimously approved and recommended it be presented to the Commission.

In response to Commission Boyd's question, Ms. Jordan reported that, if the resolution is approved, it is unknown if HCDE's 2016 – 2017 budget will increase when compared to HCDE's 2015 – 2016 Budget.

Commissioner Boyd stated he would not be supporting Resolution No. 915-19. He explained that the classified employees are working an average of less than 30 hours per week. By federal standards, part time is defined as working an average of less than 30 hours a week and is not required to be provided with benefits.

In response to Commissioner Fairbanks inquiry, Albert Kiser, Administrator of Finance stated TCRS and their actuaries advised Hamilton County to opt for the hybrid retirement plan. Long term, the hybrid plan will save the county a substantial amount of money. It is also estimated that the 14.33% the county currently contributes to the legacy retirement plan could possibly increase in the future.

The foregoing Motion to reject the resolution was adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Beck, "Nay"; Commissioner Boyd, "Aye"; Commissioner

**HAMILTON COUNTY COMMISSION  
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Fairbanks, “Aye”; Commissioner Fields, “Aye”; Commissioner Graham, “Aye”; Commissioner Mackey, “Nay”; Commissioner Smedley, “Aye”; and Chairman Bankston, “Aye. Total present – 8. Commissioner Haynes was absent. Total absent – 1. Total “Aye” votes – 6. Total “Nay” votes – 2.

**ANNOUNCEMENTS**

Chairman Bankston asked for announcements from members of the Commission.

Commissioner Mackey spoke about continuous job growth in the area and encouraged the Mayor to look beyond our borders and continue to reach out to companies globally.

The Mayor and several Members of the Commission thanked Commissioner Fields for his previous service as Chair and congratulated Chairman Bankston and Chairman Pro Tempore Fairbanks who were elected for the ensuing year.

Commissioner Fields announced that the Signal Mountain Lions Club will be hosting their annual Labor Day Barbeque at Althous Park and invited everyone to attend.

**HAMILTON COUNTY COMMISSION  
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SEPTEMBER 2, 2015**

**DELEGATIONS**

Chairman Fields asked for delegations on matters other than zoning. There was no one.

There being no further business, Chairman Fields declared the meeting in recess until Wednesday, September 9, 2015 at 9:30 AM.

Respectfully submitted:



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William F. (Bill) Knowles, County Clerk

Approved:

\_\_\_\_\_ WJK

Date

Clerk's Initials

ORDER OF DESIGNATION

I, Jim M. Coppinger, serving in the capacity of the County Mayor of Hamilton County, Tennessee and pursuant to Tennessee Code Annotated Section 5-6-106 (b), as amended by Chapter 145 of the 1985 Public Acts of the Tennessee General Assembly, do hereby designate Todd Leamon to sit in my place on the Planning Commission for the following date(s): September 14, 2015.

The foregoing designee has the powers, including the power to vote, as are otherwise conferred upon me in my official capacity when serving on this body.

This the 4th day of September, 2015.

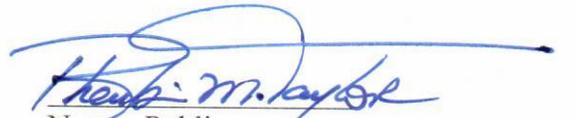
  
Jim M. Coppinger, County Mayor

STATE OF TENNESSEE  
COUNTY OF HAMILTON

On the 4th day of September, 2015 before me personally appeared Jim M. Coppinger to me known to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same as his free act and deed.

Witness my hand on this 4th day of September, 2015.



  
Notary Public  
*My Commission Expires: May 17, 2017*



## Hamilton County Board of Commissioners RESOLUTION

No. 915-21

**A RESOLUTION TO APPROVE AND ACCEPT APPLICATIONS FOR NOTARY PUBLIC POSITIONS, THE BONDS AND OATHS OF NOTARIES PREVIOUSLY ELECTED, THE OATHS OF DEPUTY COUNTY CLERKS, THE OATH OF DEPUTY SHERIFF, AND THE OATH OF CHAIRMAN AND CHAIRMAN PRO TEMPORE OF THE HAMILTON COUNTY BOARD OF COMMISSIONERS.**

**WHEREAS,** William F. (Bill) Knowles, Hamilton County Clerk, has certified according to the records of his office that the persons named on the attached listing labeled "**HAMILTON COUNTY NOTARY PUBLIC APPLICATIONS**" have duly applied for the positions so sought; and

**WHEREAS,** said Bill Knowles has certified according to the records of his office that the persons named on the attached listing labeled "**REPORT FROM THE OFFICE OF THE COUNTY CLERK**" have given approved bonds for the office of Notary Public and have taken the oath of office; and

**WHEREAS,** said Bill Knowles has certified according to the records of his office that the persons named on the attached listing labeled "**OATHS OF DEPUTY COUNTY CLERKS**" have taken the oath of office; and

**WHEREAS,** said Bill Knowles has certified according to the records of his office that the person named on the attached listing labeled "**OATH OF DEPUTY SHERIFF**" has taken the oath of office.

**WHEREAS,** said Bill Knowles has certified according to records of his office that the persons named on the attached listing labeled "**OATH OF CHAIRMAN AND CHAIRMAN PRO TEMPORE OF THE HAMILTON COUNTY BOARD OF COMMISSIONERS**" have taken the oath of office; and

**NOW, THEREFORE, BE IT RESOLVED BY THIS COUNTY BOARD OF COMMISSIONERS:**

1. That the persons named on the listing labeled "**HAMILTON COUNTY NOTARY PUBLIC APPLICATIONS**" are hereby approved as applicants therefore; and
2. That persons listed on the "**REPORT FROM THE OFFICE OF THE COUNTY CLERK**" relative to bonds given for the position of Notary Public are hereby approved for such and the bonds are accepted and the oaths therefor are approved as taken; and
3. That the persons named on the listing labeled "**OATHS OF DEPUTY COUNTY CLERKS**" are accepted and the oaths therefore are approved as taken; and
4. That the person named on the listing labeled "**OATH OF DEPUTY SHERIFF**" is accepted and the oath therefore is approved as taken; and
5. That the persons named on the listing labeled "**OATH OF CHAIRMAN AND CHAIRMAN PRO TEMPORE OF THE HAMILTON COUNTY BOARD OF COMMISSIONERS**" are accepted and the oath therefor is approved as taken: and
6. That each such person named on the listings hereinabove mentioned (which listings are attached hereto and incorporated herein by reference) is hereby deemed to have been individually considered according to the particular matter relating thereto.

**BE IT FURTHER RESOLVED THAT THIS RESOLUTION TAKE EFFECT FROM AND AFTER ITS PASSAGE.**

**CERTIFICATION OF ACTION**

Approved:

Rejected:

Approved:

Vetoed:

\_\_\_\_\_  
County Clerk

\_\_\_\_\_  
County Mayor

\_\_\_\_\_  
September 16, 2015

\_\_\_\_\_  
Date

**HAMILTON COUNTY NOTARY PUBLIC APPLICATIONS  
SEPTEMBER 16, 2015**

<b>NAME</b>	<b>RESIDENCE</b>	<b>BUSINESS</b>
Teresa R. Alexander	8305 Oak Forest Lane Hixson, TN 37343 423-227-7910	Stoney Point Baptist Church 9129 Dayton Pike Soddy Daisy, TN 37379 423-332-5444
Fielding H. Atchley, Jr.	525 Fern Trail Signal Mtn., TN 37377 423-886-6221	Dietzen, Atchley & Atchley 701 Market Street, Ste. 1217 Chattanooga, TN 37402 423-267-1214
Jennifer Brown	201 Red Bird Court Soddy Daisy, TN 37379 423-902-5415	Erlanger 975 East Third Street Chattanooga, TN 37403 423-778-4178
Shanna Caldwell	8411 Stormy Hollow Road Chattanooga, TN 37421 423-596-5911	Trust Federal Credit Union 2186 Northgate Park Lane Chattanooga, TN 37415 423-870-7610
Wylma J. Caslin	6409 Archer Road Chattanooga, TN 37416 423-892-6664	Honda of Chattanooga 4915 Hwy. 58 Chattanooga, TN 37416 423-855-5055
Regina W. Cloud	339 Michaels Road Trenton, GA 30752 N/A	Russell King, Attorney 130 Jordan Drive Chattanooga, TN 37421 423-490-0911
S. Compton	91 Greenbriar Lane Ringgold, GA 30736 423-785-6065	Pioneer Title Agency, Inc. 513 Georgia Avenue Chattanooga, TN 37403 423-756-8221
Debra Cope	7016 Pinebrook Drive Harrison, TN 37341 423-344-8437	Self-Employed 5805 Lee Hwy., Ste. 205 Chattanooga, TN 37421 423-894-6588
Angela Cowart	10431 Brickhill Lane Soddy Daisy, TN 37379 423-364-3001	Southeastern Sales, Inc. 6025 Dayton Blvd. Chattanooga, TN 37415 423-877-3781
Mary Crawley	4927 Bal Harbor Drive Chattanooga, TN 37416 423-315-1082	Service Electric Company 1631 East 25th Street Chattanooga, TN 37404 423-265-3161

**HAMILTON COUNTY NOTARY PUBLIC APPLICATIONS  
SEPTEMBER 16, 2015**

<b>NAME</b>	<b>RESIDENCE</b>	<b>BUSINESS</b>
Sandra M. Crawley	5102-A N. Eldridge Road Hixson, TN 37343 423-468-4659	Self-Employed Same Same Same
Lori D. Dautrich	1222 Hanover Street Chattanooga, TN 37405 423-265-3811	Trust Federal Credit Union 2186 Northgate Park Lane Chattanooga, TN 37415 423-870-7610
Rhonda L. Davis	730 Harpswitch Road Chickamauga, GA 30707 706-375-4935	Regions Bank 3303 Cummings Hwy. Chattanooga, TN 37419 423-821-1578
Courtney Davis	2406 Union Avenue Chattanooga, TN 37404 423-598-8045	Sam's Club Warehouse 6101 Lee Hwy. Chattanooga, TN 37421 423-954-1746
Lisa A. Deerman	607 Bitsy Lane Chattanooga, TN 37415 423-870-1707	Edward Jones 5819 Winding Lane, Ste. 141 Hixson, TN 37343 423-870-7894
Angela D. Dorsey	236 E. Huntington Road Rossville, GA 30741 423-544-1629	Hurst & Cromie, PLLC 832 Ga. Ave., Ste. 510 Chattanooga, TN 37402 423-760-4828
Tiffany Dowden	19 Mark Drive Flintstone, GA 30725 423-580-5808	Morgan Construction Co., Inc. 690 Manufacturers Road Chattanooga, TN 37405 423-266-6218
Nicole Echols	2505 Quail Nest Circle Chattanooga, TN 37421 423-883-9373	Exit Realty Scenic City 7610 Hamilton Park Dr., Ste. 1 Chattanooga, TN 37421 423-551-3949
Mary K. Elliott	900 Mountain Creek Rd. Chattanooga, TN 37405 615-389-4135	SunTrust 7001 Lee Hwy. Chattanooga, TN 37421 NA
Christopher J. Fehr	310 Tennant Circle Chickamauga, GA 30707 706-483-3633	TSWII Management Company 736 Market St., Ste. 1400 Chattanooga, TN 37402 423-267-1430

**HAMILTON COUNTY NOTARY PUBLIC APPLICATIONS  
SEPTEMBER 16, 2015**

<b>NAME</b>	<b>RESIDENCE</b>	<b>BUSINESS</b>
Cree Giesel	7316 Fairington Circle Hixson, TN 37343 423-304-6524	H.C.D.E. 640 Morrison Springs Rd. Chattanooga, TN 37415 423-874-1900
Melanie L. Goins	506 Forrester White Drive Hixson, TN 37343 N/A	Spears, Moore, et al 801 Broad St., 10th Floor Chattanooga, TN 37402 423-756-7000
Dawn M. Gross	564 W. Shadowlawn Drive Chattanooga, TN 37404 423-624-2221	Calvary Chapel Chattanooga 3415 Broad Street Chattanooga, TN 37409 423-752-0004
Judy Hillyer	1279 Lakeside Drive Hixson, TN 37343 423-843-1201	Retired N/A N/A N/A
Emily C. Hoge	7101 Tenderfoot Trail Ooltewah, TN 37363 423-618-6848	Regions Bank 5596 Little Debbie Pkwy. Ooltewah, TN 37363 423-321-6350
Joan E. Hoskins	555 Acorn Court Chattanooga, TN 37415 423-785-6207	Crown Motors 2120 Chapman Road Chattanooga, TN 37421 423-591-6868
Jennifer Nicole Israel	P.O. Box 45 Harrison, TN 37341 423-847-7977	Self-Employed 5969 Congress Lane Harrison, TN 37341 Same
Autumn Jewell	953 Bella Point Soddy Daisy, TN 37379 423-240-6418	Carta 1617 Wilcox Blvd. Chattanooga, TN 37406 423-629-1411
Geraldine Jordan-McGee	22 Starview Lane, #412 Chattanooga, TN 37419 423-602-4195	William C. Dixon, Attorney 707 Georgia Ave., Ste. 402 Chattanooga, TN 37402 423-648-7527
Laura J. Land	5644 Mountain Breeze Dr. Chattanooga, TN 37421 423-499-6393	City of Chatt. Police Dept. 3410 Amnicola Highway Chattanooga, TN 37406 423-643-5235

**HAMILTON COUNTY NOTARY PUBLIC APPLICATIONS  
SEPTEMBER 16, 2015**

<b>NAME</b>	<b>RESIDENCE</b>	<b>BUSINESS</b>
Samuel Matthews	8827 Springhouse Court Ooltewah, TN 37363 423-314-0079	Word Faith Deliverance Ministries 2000 Hamilton Pl. Blvd. Chattanooga, TN 37421 423-238-2921
Carolyn McDonald	8135 Graham Road Chattanooga, TN 37421 423-485-9016	N/A N/A N/A N/A
Vanessa Meachen	P.O. Box 803 Benton, TN 37307 706-847-3855	City of Chattanooga 100 E. 11th Street, Ste. 200 Chattanooga, TN 37402 423-643-8250
Cheryl H. Mish	9005 Quail Run Drive Chattanooga, TN 37421 423-653-8554	N/A N/A N/A N/A
Brenda Owens	20 Creekside Drive Ringgold, GA 30736 706-937-5181	Healthcare Services Credit Union 946 E. Third Street Chattanooga, TN 37403 423-242-4728
Pamela Passow	2115 Port Royal Drive Soddy Daisy, TN 37379 423-843-2784	Jacobs Engineering 4510 Turntable Road Chattanooga, TN 37421 423-779-3075
Susan Patton	15122 Bronstein Lane Sale Creek, TN 37373 423-653-2827	Healthcare Services Credit Union 946 E. Third Street Chattanooga, TN 37403 423-493-1792
Marna Peterson	8208 Gatehouse Xing Chattanooga, TN 37421 423-280-8131	CADAS 207 Spears Avenue Chattanooga, TN 37405 423-756-7644
Christine F. Phipps	214 Frawley Road East Ridge, TN 37412 423-838-0711	Earthworx, LLC 4510 Turntable Road Chattanooga, TN 37421 423-892-4780
Camille Pine	2657 Lenox Rd., Unit 76 Atlanta, GA 30342 404-637-9339	Self-Employed 200 W. M.L.K. Blvd., Ste. 1000 Chattanooga, TN 37402 Same

**HAMILTON COUNTY NOTARY PUBLIC APPLICATIONS  
SEPTEMBER 16, 2015**

<b>NAME</b>	<b>RESIDENCE</b>	<b>BUSINESS</b>
Rosa Rievley	10091 Falcon Crest Drive Ooltewah, TN 37363 423-718-1038	Trust Federal Credit Union 7386 Applegate Lane Chattanooga, TN 37421 423-702-9944
Stephen F. Riggs	115 Woodlawn Drive Chattanooga, TN 37411 423-227-4405	Basic Business Services, Inc. 752 E. M.L. King Blvd., Ste. 102 Chattanooga, TN 37403 423-752-1902
Russell F. Robards	22 W. Ontario St., Apt. 9 Chattanooga, TN 37415 423-304-4603	Children's Nutrition Program of Haiti 1918 Union Ave., Ste. 210-C Chattanooga, TN 37404 423-495-1122
Gwendolyn Rice Robinson	3052 Towerway Drive Chattanooga, TN 37406 423-622-9895	N/A N/A N/A N/A
Bev Rush	1903 Cannondale Loop Chattanooga, TN 37421 423-432-5984	Unum Group 1 Fountain Square Chattanooga, TN 37402 423-294-1848
Paul C. Say	4040 Mtn. Creek Rd., #1902 Chattanooga, TN 37415 423-355-1778	First Volunteer Bank 6825 Shallowford Road Chattanooga, TN 37421 N/A
Phynessa McCurry Sewell	608 Stonebrook Drive Chattanooga, TN 37415 423-902-6027	Battle Creek Powersports 375 Commerce Place Jasper, TN 37347 423-942-9056
Amy B. Shearman	7836 Royal Harbour Circle Ooltewah, TN 37363 423-244-4909	Barto Hoss and Co., P.C. 5751 Uptain Rd., #100 Chattanooga, TN 37411 423-855-0700
Jeffrey Sisselman	20 Mason Drive., Apt. 915 Chattanooga, TN 37415 615-525-4971	Regions Bank 3303 Cummings Hwy. Chattanooga, TN 37419 423-821-1578
C. Smith	150 Fox Crest Dr., S.W. Cleveland, TN 37311 386-566-8190	Crown Chrysler Dodge Jeep Ram 2120 Chapman Road Chattanooga, TN 37421 423-591-6868

**HAMILTON COUNTY NOTARY PUBLIC APPLICATIONS  
SEPTEMBER 16, 2015**

<b>NAME</b>	<b>RESIDENCE</b>	<b>BUSINESS</b>
Rebekah J. Sylar	132 Graysville Road Ringgold, GA 30736 706-937-6889	Trust Federal Credit Union 7386 Applegate Lane Chattanooga, TN 37421 423-870-7610
Lucas M. Tarter	5873 Lake Resort Ter., # D101 Chattanooga, TN 37415 423-421-6841	Superior Transport, Inc. 347 Dodd Blvd., S.E. Rome, GA 30162 706-295-2285
Tina L. Tucker	594 Peachtree Circle Ringgold, GA 30736 423-762-0422	Chambliss Bahner & Stophel, P.C. 605 Chestnut St., Ste. 1700 Chattanooga, TN 37450 423-756-3000
William Valencia	1510 Buckboard Ridge Tunnel Hill, GA 30755 706-673-7607	Easy Money Financial Services, LLC 809 Ashland Terrace Chattanooga, TN 37415 423-875-3279
Adrienne V. Valentine	815 Cantrell Place Etowah, TN 37331 423-920-4593	Hamilton County Juvenile Ct. 1600 E. Third Street Chattanooga, TN 37404 423-209-5269
Misti M. Warriner	9214 Sugar Pine Drive Soddy Daisy, TN 37379 423-421-6205	Trust Federal Credit Union 7386 Applegate Lane Chattanooga, TN 37421 423-870-7610
Tamara S. Williams	34 Walker Street Ringgold, GA 30736 706-866-6272	Trust Federal Credit Union 1740 Dayton Blvd. Chattanooga, TN 37405 423-870-7610

**REPORT FROM THE OFFICE OF THE COUNTY CLERK  
TO THE HAMILTON COUNTY COMMISSION  
NOTARY PUBLIC BONDS AND OATHS  
SEPTEMBER 16, 2015**

The following Notaries Public elect of Hamilton County appeared in the County Clerk's Office to receive their Commissions duly signed by the Governor of the State of Tennessee and countersigned by Honorable Tre Hargett, Secretary of State, bearing the date shown. They gave approved bonds of ten thousand dollars and qualified as by law required.

<u>NAME</u>	<u>COMMISSION DATE</u>	<u>DATE QUALIFIED</u>
Wilma Jean Haun	July 22, 2015	August 20, 2015
Edith Cintron	January 26, 2015	August 21, 2015
Dorothy A. Morton	July 9, 2015	August 21, 2015
Valda S. Cowan	July 9, 2015	August 21, 2015
Debra B. Engholm	July 9, 2015	August 21, 2015
Tina A. Dunn	July 22, 2015	August 24, 2015
Tara Watson	August 13, 2015	August 25, 2015
Callie Watson	August 13, 2015	August 25, 2015
Karla W. Shelton	August 13, 2015	August 25, 2015
Tally R. Glover, Jr.	August 13, 2015	August 25, 2015
Diethra Seymour	June 10, 2015	August 25, 2015
Sherry L. Radauscher	August 13, 2015	August 25, 2015
Ashley Wolfe Evans	August 13, 2015	August 26, 2015
Kerre L. Conerly	August 13, 2015	August 26, 2015
Sharon Martin	August 13, 2015	August 26, 2015
Ashley Vukov	August 13, 2015	August 26, 2015
Tracy L. Bradley	August 13, 2015	August 26, 2015
Freida L. Moore	May 26, 2015	August 26, 2015
Andrew B. Corbitt	July 22, 2015	August 26, 2015
Pamela A. Sekenski	August 13, 2015	August 27, 2015
Jocelyn Turnipseed	August 13, 2015	August 27, 2015
Janet Hill	June 22, 2015	August 27, 2015
Lisa L. Chapman	July 22, 2015	August 27, 2015
Corey Higby	August 13, 2015	August 27, 2015
Bailey Lettner	June 22, 2015	August 27, 2015
Scott Hooker	August 13, 2015	August 28, 2015
Timothy Sisemore	July 9, 2015	August 28, 2015
Valarie B. Cox	August 13, 2015	August 28, 2015
Christy M. Harden	August 13, 2015	August 28, 2015
Christon Hayes Taylor	August 13, 2015	August 28, 2015
Betty LaMance	August 13, 2015	August 28, 2015
Paula R. Coleman	August 13, 2015	August 28, 2015
Nicole M. Striker	August 13, 2015	August 28, 2015
Kimberly D. Lewis	August 13, 2015	August 28, 2015
Cathleen Jordan-Reeves	August 13, 2015	August 31, 2015

<u>NAME</u>	<u>COMMISSION DATE</u>	<u>DATE QUALIFIED</u>
Nannette Woulfe	August 13, 2015	August 31, 2015
Linly S. Mason	August 13, 2015	August 31, 2015
Anjanette Brailsford	July 22, 2015	September 1, 2015
Starlet D. Kilgore	August 13, 2015	September 1, 2015
Matthew W. Raulston	June 22, 2015	September 1, 2015
Clata Long	August 13, 2015	September 1, 2015
Kalenda V. Towner	July 9, 2014	September 1, 2015
Janet R. Middleton	August 13, 2015	September 1, 2015
Grace Manley	April 20, 2015	September 1, 2015
Crystal Thompson	July 22, 2015	September 1, 2015
Karen Currie	July 22, 2015	September 2, 2015
Margaret L. Burchard	August 13, 2015	September 2, 2015
Bethany O. Schulze	July 22, 2015	September 2, 2015
Teresa Griffin	July 9, 2015	September 2, 2015
Richard W. Gordon	August 13, 2015	September 2, 2015
Judy Ann Caputo	July 22, 2105	September 2, 2015

**REPORT FROM THE OFFICE OF THE COUNTY CLERK  
TO THE HAMILTON COUNTY COMMISSION  
THE OATHS OF DEPUTY COUNTY CLERKS  
SEPTEMBER 16, 2015**

The individuals listed below appeared in the County Clerk's Office to receive the oath as Deputy County Clerk as prescribed by law.

<u>NAME</u>	<u>DATE OF OATH</u>
Jim Lawrence	August 31, 2015
Joshua R. Commers	August 31, 2015

OATH  
DEPUTY COUNTY CLERK  
HAMILTON COUNTY, TENNESSEE

STATE OF TENNESSEE )

COUNTY OF HAMILTON )

I, Jim Lawrence, do solemnly swear that I will perform with fidelity the duties of the Office of Deputy County Clerk of Hamilton County, Tennessee, to which I have been appointed and which I am about to assume, without partiality or favor, to the best of my skill and ability.

I further swear that I will support the Constitution of the United States and the Constitution of the State of Tennessee, so help me God.

A handwritten signature in cursive script, reading "Jim Lawrence", written over a horizontal line.

Sworn to and subscribed before me this 31st day of August, 2015.

A handwritten signature in cursive script, reading "Debbie Rollins, Deputy Clerk", written over a horizontal line.

**OATH  
DEPUTY COUNTY CLERK  
HAMILTON COUNTY, TENNESSEE**

**STATE OF TENNESSEE**

**COUNTY OF HAMILTON**

I, Joshua B. Connors do solemnly swear that I will perform with fidelity the duties of the Office of Deputy County Clerk of Hamilton County, Tennessee, to which I have been appointed and which I am about to assume, without partiality of favor, to the best of my skill and ability.

I further swear that I will support the Constitution of the United States and the Constitution of the State of Tennessee, so help me God.

Joshua B. Connors

Sworn to and subscribed before me this 31<sup>st</sup> day of Aug., 20 15

Monica T. Brown  
Comm. Exp. Date 4/19/17



**REPORT FROM THE OFFICE OF THE COUNTY CLERK  
TO THE HAMILTON COUNTY COMMISSION  
OATH OF DEPUTY SHERIFF  
SEPTEMBER 16, 2015**

The individual listed below has been duly appointed Deputy Sheriff for Hamilton County, Tennessee by Sheriff James W. Hammond, III. The person was qualified as prescribed by law and was administered the oath of office on the date indicated below:

<u>NAME</u>	<u>DATE OF OATH</u>
Geoffrey Christian Coleman	August 21, 2015

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STATE OF TENNESSEE }  
Hamilton County } ss.

I, Geoffrey Christian Coleman, do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Tennessee, and that I will faithfully execute the duties of the office of Deputy Sheriff of Hamilton County, Tennessee, to which office I have been appointed by **James W. Hammond, III**, Sheriff of Said County of Hamilton and State of Tennessee, and which duties I am about to assume, to the best of my skill and ability, according to law.

I further swear that I have not promised or given, nor will I give, any fee, gift, gratuity or reward for the office, or for aid in procuring said office, and that I will not take any fee, gift, bribe or gratuity for returning any man as juror, or for making any false return of any process; and I further swear that I have nor directly or indirectly given, accepted, or knowingly carried a challenge, either in writing or otherwise, to any person being a citizen of this State, either in or out of the State, nor will I, during my continuance in office, be guilty of either of these acts, so help me God.

Sworn to and subscribed before me this  
21<sup>st</sup> day of August, 2015.

W. F. Kuo

By Rebecca Dodd

  
Geoffrey Christian Coleman

**REPORT FROM THE OFFICE OF THE COUNTY CLERK  
TO THE HAMILTON COUNTY COMMISSION  
OATH OF CHAIRMAN AND CHAIRMAN PRO TEMPORE  
HAMILTON COUNTY BOARD OF COMMISSIONERS  
SEPTEMBER 16, 2015**

The individuals listed below were elected as Chairman and Chairman Pro Tempore of the Hamilton County Board of Commissioners and received the oath as prescribed by law.

<u>Name</u>	<u>Date of Oath</u>
Chester Bankston, Chairman	September 2, 2015
Randy Fairbanks, Chairman Pro Tempore	September 2, 2015

OATH OF CHAIRMAN  
BOARD OF COMMISSIONERS  
HAMILTON COUNTY, TENNESSEE

STATE OF TENNESSEE )

COUNTY OF HAMILTON )

I, CHESTER BANKSTON, do solemnly swear that I will faithfully execute the duties of the Office of Chairman, Hamilton County Board of Commissioners, to which I have been elected and which I am about to assume, and I further swear that I will perform with fidelity the duties of the office to the best of my skill and ability.

I further swear that I will support the Constitution of the United States, and the Constitution of the State of Tennessee, so help me God.



Sworn to and subscribed before me this 2<sup>nd</sup> day of September, 2015.



W.F. Knowles, County Clerk

OATH OF CHAIRMAN PRO TEMPORE  
BOARD OF COMMISSIONERS  
HAMILTON COUNTY, TENNESSEE

STATE OF TENNESSEE )

COUNTY OF HAMILTON )

I, RANDY FAIRBANKS, do solemnly swear that I will faithfully execute the duties of the Office of Chairman Pro Tempore, Hamilton County Board of Commissioners, to which I have been elected and which I am about to assume, and I further swear that I will perform with fidelity the duties of the office to the best of my skill and ability.

I further swear that I will support the Constitution of the United States, and the Constitution of the State of Tennessee, so help me God.

Randy Fairbanks

Sworn to and subscribed before me this 2<sup>nd</sup> day of September, 2015.

W. F. Knowles  
W. F. Knowles, County Clerk



# Hamilton County Board of Commissioners RESOLUTION

No. 915-22A

(P.C. NO. 2015-092)

**A RESOLUTION GRANTING THE APPROVAL OF A  
SPECIAL PERMIT FOR AN AIRCRAFT LANDING  
STRIP PER ARTICLE VI, SECTION 402, ON A TRACT  
OF LAND LOCATED AT 2380 RETRO HUGHES  
ROAD**

**WHEREAS,** ASA Engineering c/o Allen Jones/David Taylor petitioned the Chattanooga-Hamilton County Regional Planning Commission to recommend granting the approval of a Special Permit for an Aircraft Landing Strip per Article VI, Section 402, on a tract of land located at 2380 Retro Hughes Road, and said Planning Commission after hearing recommended that this petition be approved; and

**WHEREAS,** ASA Engineering c/o Allen Jones/David Taylor requested that the County Commission consider said petition and notice has been published in a newspaper in general circulation in Hamilton County that the County Commission will hold a public hearing on September 16, 2015, concerning the passage of this Resolution as required by law, and such having been held.

**NOW, THEREFORE, BE IT RESOLVED, BY THIS COUNTY LEGISLATIVE BODY IN SESSION ASSEMBLED:** That the zoning regulations of Hamilton County be amended granting the approval of a Special Permit for an Aircraft Landing Strip per Article VI, Section 402, on a tract of land located at 2380 Retro Hughes Road. An unplatted tract of land located at 2380 Retro Hughes Road being the property described in Deed Book 10409, Page 283, ROHC. Tax Map 019-006 as shown on the attached map.

**BE IT FURTHER RESOLVED, THAT THIS RESOLUTION TAKE EFFECT FROM AND AFTER ITS PASSAGE, THE PUBLIC WELFARE REQUIRING IT.**

**CERTIFICATION OF ACTION**

Approved:

Rejected:

\_\_\_\_\_  
County Clerk

Approved:

Vetoed:

\_\_\_\_\_  
County Mayor

September 16, 2015

\_\_\_\_\_  
Date

2015-092 Hamilton County  
August 10, 2015

## RESOLUTION

WHEREAS, ASA Engineering c/o Allen Jones/David Taylor petitioned the Chattanooga-Hamilton County Regional Planning Commission to grant the approval of a Special Permit for an Aircraft Landing Strip per Article VI, Section 402, on a tract of land located at 2380 Retro Hughes Road.

An unplatted tract of land located at 2380 Retro Hughes Road being the property described in Deed Book 10409, Page 283, ROHC. Tax Map 019-006 as shown on the attached map.

AND WHEREAS, the Planning Commission held a public hearing on this petition on August 10, 2015,

AND WHEREAS, the Planning Commission heard and considered all statements regarding the petition,

AND WHEREAS, there was opposition present to the petition,

AND WHEREAS, the Planning Commission has studied the petition in relation to existing zoning and land use and potential patterns of development,

AND WHEREAS, the Planning Commission has determined that the proposal is consistent with surrounding uses and is consistent with the development of the area and meets the requirements of the Special Permit.

NOW THEREFORE, BE IT RESOLVED that the Planning Commission, on August 10, 2015, recommended to the County Mayor and Members of the County Commission that this petition be approved, subject to the following conditions: 1) Landing strip shall be limited to personal use by the property owners only; 2) No commercial operations allowed; 3) All take-off/landings will occur during daylight hours; 4) The airstrip shall not be lighted; 5) The location of the landing strip, hangar and parking shall be generally located in conformance to the submitted site plan dated 07/23/2015; 6) The approach and take-off of all airplanes shall be from the north end of the landing strip; and 7) Landing strip shall be limited to ten 30-minute flights per month.

Respectfully submitted,



John Bridger  
Secretary



## Case #2015-092 Special Permit for a Landing Strip

PLANNING COMMISSION RECOMMENDATION FOR CASE 2015-092: Approve, subject to the following conditions: 1) Landing strip shall be limited to personal use by the property owners only; 2) No commercial operations allowed; 3) All take-off/landings will occur during daylight hours; 4) The airstrip shall not be lighted; 5) The location of the landing strip, hangar and parking shall be generally located in conformance to the submitted site plan dated 07/23/2015; 6) The approach and take-off of all airplanes shall be from the north end of the landing strip; and 7) Landing strip shall be limited to ten 30-minute flights per month.



1,800 ft

**Chattanooga Hamilton County Regional Planning Agency**



**PLANNING COMMISSION CASE REPORT**

Case Number: 2015-092

PC Meeting Date: 08-10-15

**Applicant Request****Special Permit for a Landing Strip**

<b>Property Location:</b>	<b>Address 2380 Retro Hughes Rd</b>
<b>Property Owner:</b>	<b>David Taylor</b>
<b>Applicant:</b>	<b>ASA Engineering, Attn: Allen Jones</b>

**Project Description**

- Proposal: Develop a 2.75-acre portion of a 42-acre site with a landing strip for personal use of aircraft and associated hanger. This is a companion to case 2015-093 which is a request for a Special Permit for Campground, Tents Only on the same property.
- Proposed Access: Retro Hughes Road
- Proposed Development Form: The site plan indicates that the landing strip is proposed to be a sod runway 1,200 feet long and 100 feet wide.
- Proposed Parking: The plan shows a total of 26 parking spaces. 14 spaces will be dedicated for the ten "glamping" sites, six spaces dedicated to walk-in tent camping, with the other six spaces being dedicated to visitors. There will be no employees. The owner and his son will be living on the property and will manage all operations.
- The applicant noted that the airstrip will not be lit and all take-off/landings will occur during daylight hours. The only lighting provided for the "glamping" site will be at the bathhouse via solar panels.
- The applicant noted that the airstrip will comply with all FAA standards and requirements regarding private, recreational flights. The applicant estimated flight operations for the personal aircraft are approximately 15 hours per month with approximately five hours usage of airport airspace.

**Site Analysis****Site Description**

- Location: The 42-acre wooded site is located on the Cumberland Plateau in the northwest section of unincorporated Hamilton County on the south side of Retro Hughes Road approximately four miles east of the Bledsoe County line. It is adjacent to the 1800+ acre Cumberland Trail State Park (Possum Creek Gorge Segment).
- Current Access: Retro Hughes Road
- Current Land Uses: It is wooded and undeveloped within a one-mile radius of the site.

**Zoning History**

- The site is currently zoned A-1 Agricultural District.
- Properties within a one-mile radius are zoned A-1 Agricultural District.
- There has been no recent zoning activity on this site.

**Plans/Policies/Regulations**

- There is no current adopted land use plan for this area.
- The A-1 Agricultural District only permits an airport or landing strip by a special permit approved by the Hamilton County Commission (see attached citation for reference).

**Key Findings**

- The proposal would set a precedent for future requests.
- The recommendation of the Planning Commission is required to be accompanied by a report specifically referencing to the following conditions:
  - (a) The property adjacent to the area included in the plan will not be adversely affected.
    - Based on the site plan submitted dated, 7.23.15, the proposed approach zone and take-off does not indicate any known conflicts with existing structures around the property.

## PLANNING COMMISSION CASE REPORT

- Impacts to the landscape and mountain setting should be minimized. The owner's representative states that the only area to be cleared will be for the runway (1,200' x 100' or 2.75 acres) and there will be minimal disturbance for the construction of the hanger, driveway and associated parking lot. The top of the plateau was previously used for timber harvest and currently features some cleared areas within the 42 acre site.
- (b) The plan is consistent with the intent and purpose of these Regulations to promote public health, safety, morals, and general welfare.
  - The proposed use is compatible with surrounding uses, since the area is largely rural and undeveloped. In addition, the proposed type of airstrip has been noted by the applicant for personal use, not a commercial airport. If the airstrip were to be opened as a commercial operation that solicits other planes to this landing strip or is included as a service tied to the campground, the special permit is revocable and may be re-examined.
- (c) There is reasonable assurance that development will proceed according to the spirit and letter of the approved plans.
  - Staff is recommending conditions to ensure compatibility of site operations as proposed.

### Staff Recommendation

Staff recommends APPROVAL, subject to the following conditions:

1. Landing strip shall be limited to personal use by the property owners only.
2. No commercial operations allowed.
3. All take-off/landings will occur during daylight hours.
4. The airstrip shall not be lighted.
5. The location of the landing strip, hangar and parking shall be generally located in conformance to the submitted site plan dated 07/23/2015.

### Planning Commission Recommendation

Approve, subject to the following conditions:

1. Landing strip shall be limited to personal use by the property owners only.
2. No commercial operations allowed.
3. All take-off/landings will occur during daylight hours.
4. The airstrip shall not be lighted.
5. The location of the landing strip, hangar and parking shall be generally located in conformance to the submitted site plan dated 07/23/2015.
6. The approach and take-off of all airplanes shall be from the north end of the landing strip.
7. Landing strip shall be limited to ten 30-minute flights per month.

Reason: The proposal is consistent and compatible with surrounding uses and is consistent with the development for of the area.

Note: There was opposition present at the Planning Commission meeting.

## PLANNING COMMISSION CASE REPORT

- (a) The property adjacent to the area included in the plan will not be adversely affected.
  - Based on the site plan submitted dated, 7.23.15, the proposed approach zone and take-off does not indicate any known conflicts with existing structures around the property.
  - Impacts to the landscape and mountain setting should be minimized. The owner's representative states that the only area to be cleared will be for the runway (1,200' x 100' or 2.75 acres) and there will be minimal disturbance for the construction of the hanger, driveway and associated parking lot. The top of the plateau was previously used for timber harvest and currently features some cleared areas within the 42 acre site.
- (b) The plan is consistent with the intent and purpose of these Regulations to promote public health, safety, morals, and general welfare.
  - The proposed use is compatible with surrounding uses, since the area is largely rural and undeveloped. In addition, the proposed type of airstrip has been noted by the applicant for personal use, not a commercial airport. If the airstrip were to be opened as a commercial operation that solicits other planes to this landing strip or is included as a service tied to the campground, the special permit is revocable and may be re-examined.
- (c) There is reasonable assurance that development will proceed according to the spirit and letter of the approved plans.
  - Staff is recommending conditions to ensure compatibility of site operations as proposed.

### Staff Recommendation

Staff recommends APPROVAL, subject to the following conditions:

1. Landing string shall be limited to personal use by the property owners only.
2. No commercial operations allowed.
3. All take-off/landings will occur during daylight hours.
4. The airstrip shall not be lit.
5. The location of the landing strip, hangar and parking shall be generally located in conformance to the submitted site plan dated 07/23/2015.

## PLANNING COMMISSION CASE REPORT

### Special Permits by Hamilton County Commission: Airport or landing strip construction, expansion or operation (Article VI, Sec. 402)

#### A. Purpose

The purpose of this section is to establish a review procedure for the development, expansion and operation of airports or landing strips located within certain agricultural and residential areas of Hamilton County. Because of the unique and sometimes hazardous nature of these facilities, the Chattanooga-Hamilton County Regional Planning Commission shall review all proposals for development or expansion of any airport, landing strip or related facility. This review will be to determine if any activity associated with the proposed development or expansion will be detrimental to other development or in any way present a hazard to life or property within the geographic area surrounding the facility. For purposes of this Regulation, the term airport shall be taken to include any tract of land or body of water that is intended or maintained for the landing and takeoff of aircraft, for receiving and discharging of passengers and/or cargo, and to include attendant facilities for the sheltering, supply, maintenance or repair of aircraft.

#### B. Application Procedure for Special Permit for Airport or Landing Strip

(1) To obtain a Special Permit for the development or expansion of an airport, or related facility, the owner/developer shall submit an application to the Chattanooga-Hamilton County Regional Planning Agency staff for its review and subsequent recommendation to the Planning Commission and County Commission. The applicant shall submit such information as required by the Planning Agency staff which shall include, but not be limited to, the following information:

- a) Location and size of total area to be utilized by the facility.
- b) Location, size, and orientation of existing and/or proposed runways, buildings, towers, and accessory structures.
- c) A general land use map indicating development on all property bounding the site for a radius of 500 feet.
- d) Location and approximate height of any "airport hazard". This includes any man-made structure or object of natural growth location on or in the vicinity of a public airport, or any use of land near such airport, which obstructs the airspace required for the flight or aircraft in landing or takeoff at such airport or is otherwise hazardous to such landing or takeoff of aircraft.
- e) Any other information considered pertinent for review may be requested by the staff, Planning Commission or Hamilton County Commission prior to final action on the application. Such information may include, but shall not be limited to, proposed or existing approach zones, transition zones, turning zones, horizontal zones and conical zones.
- f) Method and times of operation.
- g) Types of services available.

(2) The Planning Commission shall hold a public hearing on the proposed Airport Plan. Notice and publication of such public hearings shall conform to the procedures used by the Chattanooga-Hamilton County Regional Planning Commission.

## PLANNING COMMISSION CASE REPORT

(3) Upon the approval or disapproval by the Planning Commission, the plan shall be submitted to the County Commission for consideration, public hearing, and action. The recommendation of the Planning Commission shall be accompanied by a report stating the reasons for the approval or disapproval of the plan, with specific reference to, but not limited to, the following conditions:

(a) The property adjacent to the area included in the plan will not be adversely affected.

(b) The plan is consistent with the intent and purpose of these Regulations to promote public health, safety, morals, and general welfare.

(c) There is reasonable assurance that development will proceed according to the spirit and letter of the approved plans.

(4) No building permit shall be issued until after approval of the Special Permit by the County Commission. The Building Commissioner shall revoke any permit issued in reliance upon said plan as finally approved at such time as it becomes obvious that such plan is not being complied with.

(5) No airport development plan shall be approved by the County Commission unless it is first submitted to and approved by the Chattanooga-Hamilton County Regional Planning Commission or, if disapproved, shall receive the favorable vote of a majority of the entire membership of the Hamilton County Commission.

(6) A permit may be issued on condition that the location and method of operation be approved by the County Commission, however, in all instances, the proposed facility must conform with all applicable State and Federal requirements or regulations.



## Case #2015-092 Special Permit for a Landing Strip

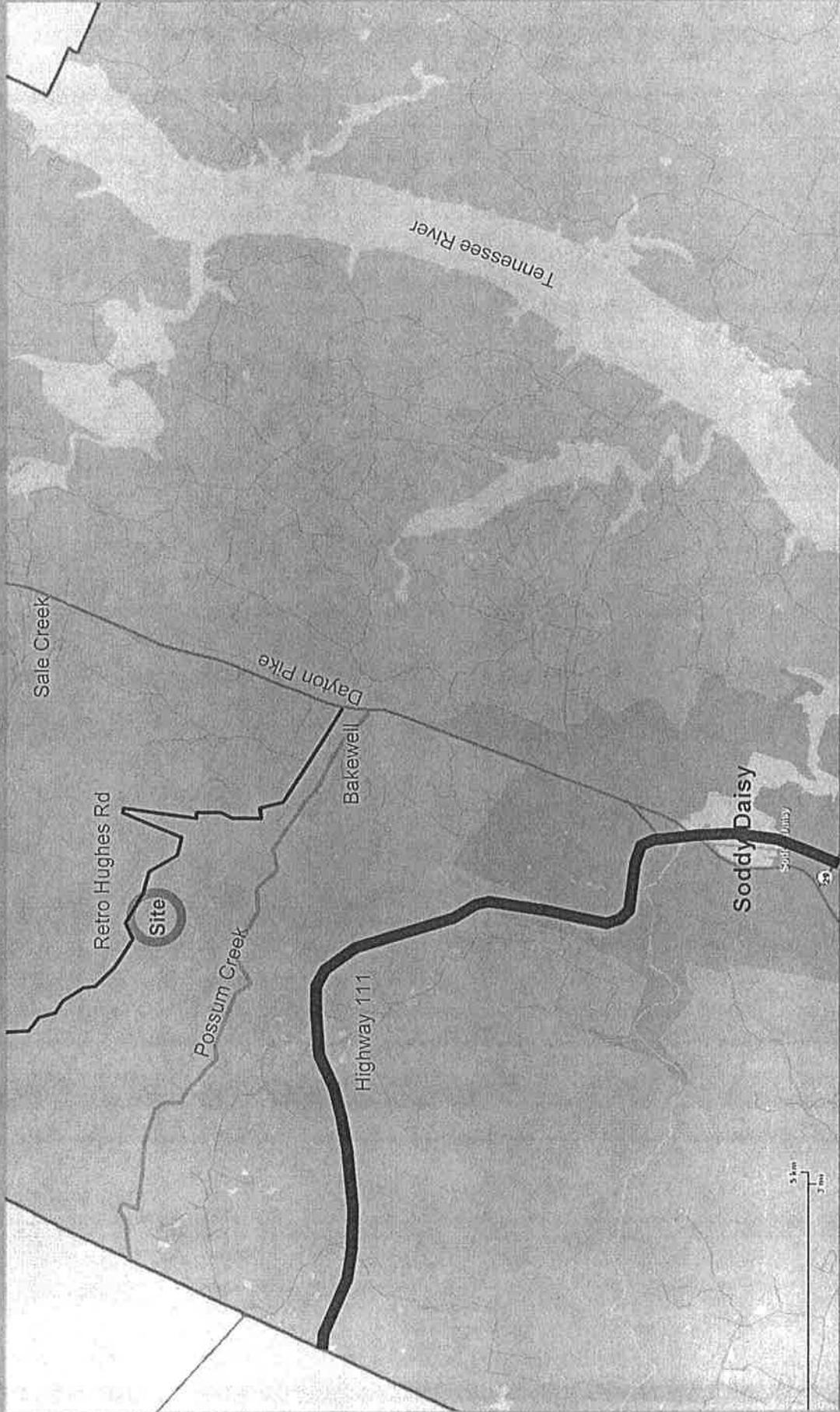


1,800 ft

Chattanooga Hamilton County Regional Planning Agency

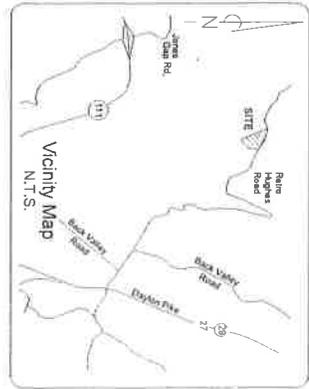


2015-092 / 2015-093





Humanitarian Plateau  
15-007



- REVISIONS**
- | NO. | DATE       | DESCRIPTION       |
|-----|------------|-------------------|
| 1   | 11/14/2015 | ISSUE FOR PERMITS |
| 2   | 11/14/2015 | ISSUE FOR PERMITS |
| 3   | 11/14/2015 | ISSUE FOR PERMITS |
| 4   | 11/14/2015 | ISSUE FOR PERMITS |
| 5   | 11/14/2015 | ISSUE FOR PERMITS |
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**REVISIONS**

NO.	DATE	DESCRIPTION
1	11/14/2015	ISSUE FOR PERMITS
2	11/14/2015	ISSUE FOR PERMITS
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50	11/14/2015	ISSUE FOR PERMITS

# Humanitarian Plateau

Retro Hughes Rd-Lot 7  
Sale Creek, TN 37379

**ANTIDOTE**  
ARCHITECTURE + DESIGN|BUILD

436 Frazier Avenue  
Chattanooga, TN 37405  
o 423.521.7980  
w antidote.pro

Job #: 15-007  
Scale: As indicated  
Issue Date: 07/23/15  
Drawn By: VJL

**AS-1**

2015-092 / 2015-093



Imagery Date: 10/22/2014 35°21'11.01" N, 95°09'37.24" W elev: 963 ft eye alt: 10607 ft

© 2015 Google



## Hamilton County Board of Commissioners RESOLUTION

No. 915-22B

(P.C. NO. 2015-092)

### A RESOLUTION GRANTING THE APPROVAL OF A SPECIAL PERMIT FOR AN AIRCRAFT LANDING STRIP PER ARTICLE VI, SECTION 402, ON A TRACT OF LAND LOCATED AT 2380 RETRO HUGHES ROAD

**WHEREAS**, ASA Engineering c/o Allen Jones/David Taylor petitioned the Chattanooga-Hamilton County Regional Planning Commission to recommend granting the approval of a Special Permit for an Aircraft Landing Strip per Article VI, Section 402, on a tract of land located at 2380 Retro Hughes Road, and said Planning Commission after hearing recommended that this petition be approved; and

**WHEREAS**, ASA Engineering c/o Allen Jones/David Taylor requested that the County Commission consider said petition and notice has been published in a newspaper in general circulation in Hamilton County that the County Commission will hold a public hearing on September 16, 2015, concerning the passage of this Resolution as required by law, and such having been held.

**NOW, THEREFORE, BE IT RESOLVED, BY THIS COUNTY LEGISLATIVE BODY IN SESSION ASSEMBLED:** That the zoning regulations of Hamilton County be amended granting the approval of a Special Permit for an Aircraft Landing Strip per Article VI, Section 402, on a tract of land located at 2380 Retro Hughes Road, **subject to the following conditions: 1) Landing strip shall be limited to personal use by the property owners only; 2) No commercial operations allowed; 3) All take-off/landings will occur during daylight hours; 4) The airstrip shall not be lighted; 5) The location of the landing strip, hangar and parking shall be generally located in conformance to the submitted site plan dated 07/23/2015; 6) The approach and take-off of all airplanes shall be from the north end of the landing strip; and 7) Landing strip shall be limited to ten 30-minute flights per month.** An unplatted tract of land located at 2380 Retro Hughes Road being the property described in Deed Book 10409, Page 283, ROHC. Tax Map 019-006 as shown on the attached map.

**BE IT FURTHER RESOLVED, THAT THIS RESOLUTION TAKE EFFECT FROM AND AFTER ITS PASSAGE, THE PUBLIC WELFARE REQUIRING IT.**

**CERTIFICATION OF ACTION**

Approved:

Rejected:

\_\_\_\_\_

County Clerk

Approved:

Vetoed:

\_\_\_\_\_

County Mayor

September 16, 2015

\_\_\_\_\_

Date

2015-092 Hamilton County  
August 10, 2015

## RESOLUTION

WHEREAS, ASA Engineering c/o Allen Jones/David Taylor petitioned the Chattanooga-Hamilton County Regional Planning Commission to grant the approval of a Special Permit for an Aircraft Landing Strip per Article VI, Section 402, on a tract of land located at 2380 Retro Hughes Road.

An unplatted tract of land located at 2380 Retro Hughes Road being the property described in Deed Book 10409, Page 283, ROHC. Tax Map 019-006 as shown on the attached map.

AND WHEREAS, the Planning Commission held a public hearing on this petition on August 10, 2015,

AND WHEREAS, the Planning Commission heard and considered all statements regarding the petition,

AND WHEREAS, there was opposition present to the petition,

AND WHEREAS, the Planning Commission has studied the petition in relation to existing zoning and land use and potential patterns of development,

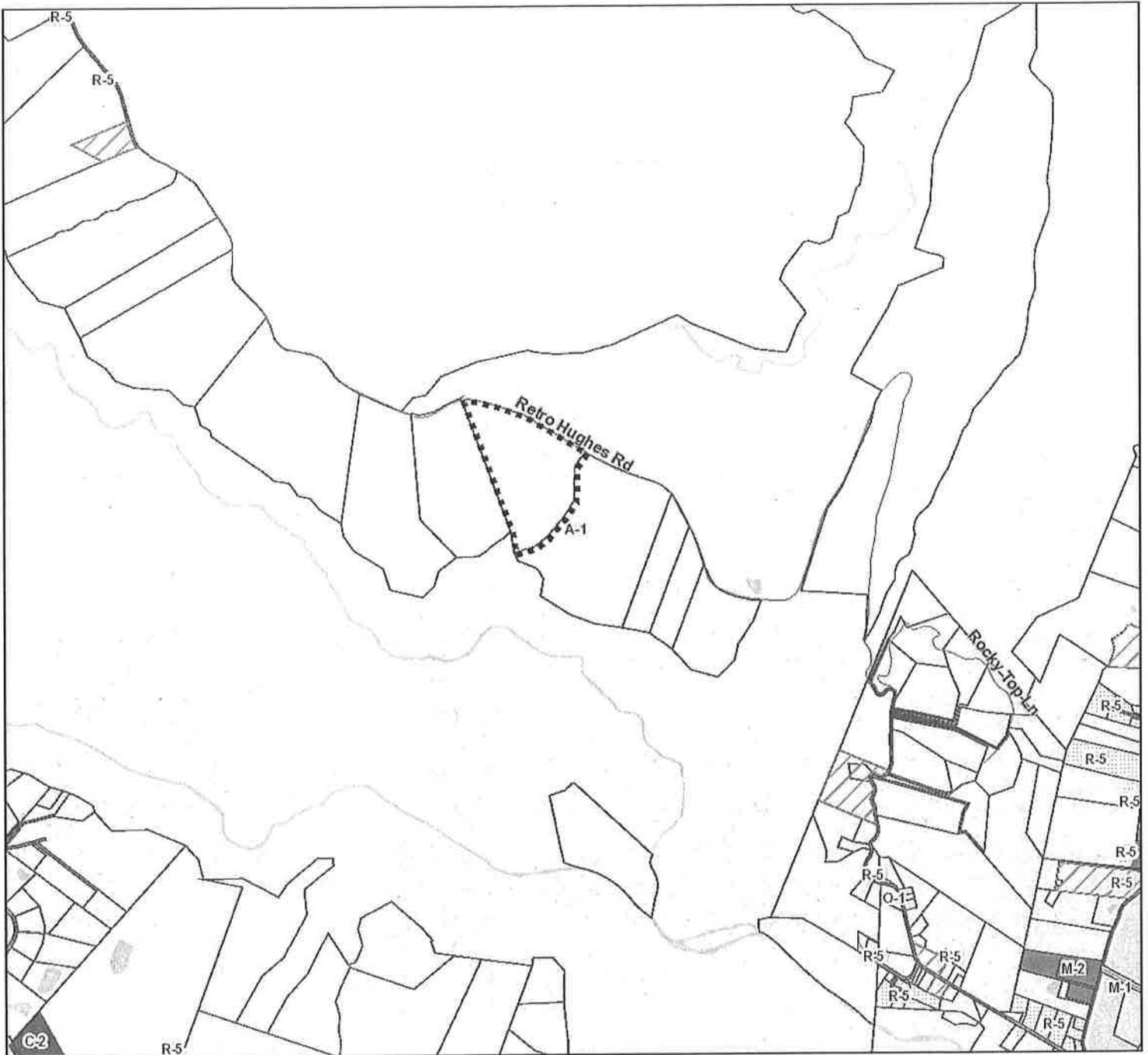
AND WHEREAS, the Planning Commission has determined that the proposal is consistent with surrounding uses and is consistent with the development of the area and meets the requirements of the Special Permit.

NOW THEREFORE, BE IT RESOLVED that the Planning Commission, on August 10, 2015, recommended to the County Mayor and Members of the County Commission that this petition be approved, subject to the following conditions: 1) Landing strip shall be limited to personal use by the property owners only; 2) No commercial operations allowed; 3) All take-off/landings will occur during daylight hours; 4) The airstrip shall not be lighted; 5) The location of the landing strip, hangar and parking shall be generally located in conformance to the submitted site plan dated 07/23/2015; 6) The approach and take-off of all airplanes shall be from the north end of the landing strip; and 7) Landing strip shall be limited to ten 30-minute flights per month.

Respectfully submitted,



John Bridger  
Secretary



## Case #2015-092 Special Permit for a Landing Strip

PLANNING COMMISSION RECOMMENDATION FOR CASE 2015-092: Approve, subject to the following conditions: 1) Landing strip shall be limited to personal use by the property owners only; 2) No commercial operations allowed; 3) All take-off/landings will occur during daylight hours; 4) The airstrip shall not be lighted; 5) The location of the landing strip, hangar and parking shall be generally located in conformance to the submitted site plan dated 07/23/2015; 6) The approach and take-off of all airplanes shall be from the north end of the landing strip; and 7) Landing strip shall be limited to ten 30-minute flights per month.



1,800 ft

**Chattanooga Hamilton County Regional Planning Agency**



**PLANNING COMMISSION CASE REPORT**

Case Number: 2015-092

PC Meeting Date: 08-10-15

**Applicant Request****Special Permit for a Landing Strip**

<b>Property Location:</b>	<b>Address 2380 Retro Hughes Rd</b>
<b>Property Owner:</b>	<b>David Taylor</b>
<b>Applicant:</b>	<b>ASA Engineering, Attn: Allen Jones</b>

**Project Description**

- Proposal: Develop a 2.75-acre portion of a 42-acre site with a landing strip for personal use of aircraft and associated hanger. This is a companion to case 2015-093 which is a request for a Special Permit for Campground, Tents Only on the same property.
- Proposed Access: Retro Hughes Road
- Proposed Development Form: The site plan indicates that the landing strip is proposed to be a sod runway 1,200 feet long and 100 feet wide.
- Proposed Parking: The plan shows a total of 26 parking spaces. 14 spaces will be dedicated for the ten "glamping" sites, six spaces dedicated to walk-in tent camping, with the other six spaces being dedicated to visitors. There will be no employees. The owner and his son will be living on the property and will manage all operations.
- The applicant noted that the airstrip will not be lit and all take-off/landings will occur during daylight hours. The only lighting provided for the "glamping" site will be at the bathhouse via solar panels.
- The applicant noted that the airstrip will comply with all FAA standards and requirements regarding private, recreational flights. The applicant estimated flight operations for the personal aircraft are approximately 15 hours per month with approximately five hours usage of airport airspace.

**Site Analysis****Site Description**

- Location: The 42-acre wooded site is located on the Cumberland Plateau in the northwest section of unincorporated Hamilton County on the south side of Retro Hughes Road approximately four miles east of the Bledsoe County line. It is adjacent to the 1800+ acre Cumberland Trail State Park (Possum Creek Gorge Segment).
- Current Access: Retro Hughes Road
- Current Land Uses: It is wooded and undeveloped within a one-mile radius of the site.

**Zoning History**

- The site is currently zoned A-1 Agricultural District.
- Properties within a one-mile radius are zoned A-1 Agricultural District.
- There has been no recent zoning activity on this site.

**Plans/Policies/Regulations**

- There is no current adopted land use plan for this area.
- The A-1 Agricultural District only permits an airport or landing strip by a special permit approved by the Hamilton County Commission (see attached citation for reference).

**Key Findings**

- The proposal would set a precedent for future requests.
- The recommendation of the Planning Commission is required to be accompanied by a report specifically referencing to the following conditions:
  - (a) The property adjacent to the area included in the plan will not be adversely affected.
    - Based on the site plan submitted dated, 7.23.15, the proposed approach zone and take-off does not indicate any known conflicts with existing structures around the property.

## PLANNING COMMISSION CASE REPORT

- Impacts to the landscape and mountain setting should be minimized. The owner's representative states that the only area to be cleared will be for the runway (1,200' x 100' or 2.75 acres) and there will be minimal disturbance for the construction of the hanger, driveway and associated parking lot. The top of the plateau was previously used for timber harvest and currently features some cleared areas within the 42 acre site.
- (b) The plan is consistent with the intent and purpose of these Regulations to promote public health, safety, morals, and general welfare.
  - The proposed use is compatible with surrounding uses, since the area is largely rural and undeveloped. In addition, the proposed type of airstrip has been noted by the applicant for personal use, not a commercial airport. If the airstrip were to be opened as a commercial operation that solicits other planes to this landing strip or is included as a service tied to the campground, the special permit is revocable and may be re-examined.
- (c) There is reasonable assurance that development will proceed according to the spirit and letter of the approved plans.
  - Staff is recommending conditions to ensure compatibility of site operations as proposed.

### Staff Recommendation

Staff recommends APPROVAL, subject to the following conditions:

1. Landing strip shall be limited to personal use by the property owners only.
2. No commercial operations allowed.
3. All take-off/landings will occur during daylight hours.
4. The airstrip shall not be lighted.
5. The location of the landing strip, hangar and parking shall be generally located in conformance to the submitted site plan dated 07/23/2015.

### Planning Commission Recommendation

Approve, subject to the following conditions:

1. Landing strip shall be limited to personal use by the property owners only.
2. No commercial operations allowed.
3. All take-off/landings will occur during daylight hours.
4. The airstrip shall not be lighted.
5. The location of the landing strip, hangar and parking shall be generally located in conformance to the submitted site plan dated 07/23/2015.
6. The approach and take-off of all airplanes shall be from the north end of the landing strip.
7. Landing strip shall be limited to ten 30-minute flights per month.

Reason: The proposal is consistent and compatible with surrounding uses and is consistent with the development for of the area.

Note: There was opposition present at the Planning Commission meeting.

## PLANNING COMMISSION CASE REPORT

- (a) The property adjacent to the area included in the plan will not be adversely affected.
  - Based on the site plan submitted dated, 7.23.15, the proposed approach zone and take-off does not indicate any known conflicts with existing structures around the property.
  - Impacts to the landscape and mountain setting should be minimized. The owner's representative states that the only area to be cleared will be for the runway (1,200' x 100' or 2.75 acres) and there will be minimal disturbance for the construction of the hanger, driveway and associated parking lot. The top of the plateau was previously used for timber harvest and currently features some cleared areas within the 42 acre site.
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4. The airstrip shall not be lit.
5. The location of the landing strip, hangar and parking shall be generally located in conformance to the submitted site plan dated 07/23/2015.

## PLANNING COMMISSION CASE REPORT

### Special Permits by Hamilton County Commission: Airport or landing strip construction, expansion or operation (Article VI, Sec. 402)

#### A. Purpose

The purpose of this section is to establish a review procedure for the development, expansion and operation of airports or landing strips located within certain agricultural and residential areas of Hamilton County. Because of the unique and sometimes hazardous nature of these facilities, the Chattanooga-Hamilton County Regional Planning Commission shall review all proposals for development or expansion of any airport, landing strip or related facility. This review will be to determine if any activity associated with the proposed development or expansion will be detrimental to other development or in any way present a hazard to life or property within the geographic area surrounding the facility. For purposes of this Regulation, the term airport shall be taken to include any tract of land or body of water that is intended or maintained for the landing and takeoff of aircraft, for receiving and discharging of passengers and/or cargo, and to include attendant facilities for the sheltering, supply, maintenance or repair of aircraft.

#### B. Application Procedure for Special Permit for Airport or Landing Strip

(1) To obtain a Special Permit for the development or expansion of an airport, or related facility, the owner/developer shall submit an application to the Chattanooga-Hamilton County Regional Planning Agency staff for its review and subsequent recommendation to the Planning Commission and County Commission. The applicant shall submit such information as required by the Planning Agency staff which shall include, but not be limited to, the following information:

- a) Location and size of total area to be utilized by the facility.
- b) Location, size, and orientation of existing and/or proposed runways, buildings, towers, and accessory structures.
- c) A general land use map indicating development on all property bounding the site for a radius of 500 feet.
- d) Location and approximate height of any "airport hazard". This includes any man-made structure or object of natural growth location on or in the vicinity of a public airport, or any use of land near such airport, which obstructs the airspace required for the flight or aircraft in landing or takeoff at such airport or is otherwise hazardous to such landing or takeoff of aircraft.
- e) Any other information considered pertinent for review may be requested by the staff, Planning Commission or Hamilton County Commission prior to final action on the application. Such information may include, but shall not be limited to, proposed or existing approach zones, transition zones, turning zones, horizontal zones and conical zones.
- f) Method and times of operation.
- g) Types of services available.

(2) The Planning Commission shall hold a public hearing on the proposed Airport Plan. Notice and publication of such public hearings shall conform to the procedures used by the Chattanooga-Hamilton County Regional Planning Commission.

## PLANNING COMMISSION CASE REPORT

(3) Upon the approval or disapproval by the Planning Commission, the plan shall be submitted to the County Commission for consideration, public hearing, and action. The recommendation of the Planning Commission shall be accompanied by a report stating the reasons for the approval or disapproval of the plan, with specific reference to, but not limited to, the following conditions:

(a) The property adjacent to the area included in the plan will not be adversely affected.

(b) The plan is consistent with the intent and purpose of these Regulations to promote public health, safety, morals, and general welfare.

(c) There is reasonable assurance that development will proceed according to the spirit and letter of the approved plans.

(4) No building permit shall be issued until after approval of the Special Permit by the County Commission. The Building Commissioner shall revoke any permit issued in reliance upon said plan as finally approved at such time as it becomes obvious that such plan is not being complied with.

(5) No airport development plan shall be approved by the County Commission unless it is first submitted to and approved by the Chattanooga-Hamilton County Regional Planning Commission or, if disapproved, shall receive the favorable vote of a majority of the entire membership of the Hamilton County Commission.

(6) A permit may be issued on condition that the location and method of operation be approved by the County Commission, however, in all instances, the proposed facility must conform with all applicable State and Federal requirements or regulations.



## Case #2015-092 Special Permit for a Landing Strip

1,800 ft

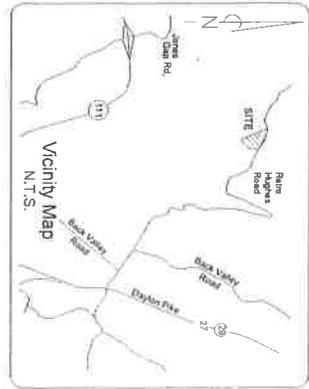
**Chattanooga Hamilton County Regional Planning Agency**

2015-092 / 2015-093





Humanitarian Plateau  
15-007



- REVISIONS**
- | NO. | DATE       | DESCRIPTION          |
|-----|------------|----------------------|
| 1   | 11/15/2017 | ISSUE FOR PERMITTING |
| 2   | 11/15/2017 | ISSUE FOR PERMITTING |
| 3   | 11/15/2017 | ISSUE FOR PERMITTING |
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| 50  | 11/15/2017 | ISSUE FOR PERMITTING |

**REVISIONS**

NO.	DATE	DESCRIPTION
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50	11/15/2017	ISSUE FOR PERMITTING

# Humanitarian Plateau

Retro Hughes Rd-Lot 7  
Sale Creek, TN 37379

**ANTIDOTE**  
ARCHITECTURE + DESIGN|BUILD

436 Frazier Avenue  
Chattanooga, TN 37405  
o 423.521.7980  
w antidote.pro

Job #: 15-007  
Scale: As indicated  
Issue Date: 07/23/15  
Drawn By: VJL

**AS-1**

2015-092 / 2015-093



Google earth

Imagery Date: 10/22/2014 35°21'11.01" N, 95°09'37.24" W elev: 963 ft eye alt: 10607 ft

© 2015 Google



# Hamilton County Board of Commissioners

## RESOLUTION

No. 915-22C

(P.C. NO. 2015-092)

**A RESOLUTION GRANTING THE APPROVAL OF A  
SPECIAL PERMIT FOR AN AIRCRAFT LANDING  
STRIP PER ARTICLE VI, SECTION 402, ON A TRACT  
OF LAND LOCATED AT 2380 RETRO HUGHES  
ROAD**

**WHEREAS**, ASA Engineering c/o Allen Jones/David Taylor petitioned the Chattanooga-Hamilton County Regional Planning Commission to recommend granting the approval of a Special Permit for an Aircraft Landing Strip per Article VI, Section 402, on a tract of land located at 2380 Retro Hughes Road, and said Planning Commission after hearing recommended that this petition be approved; and

**WHEREAS**, ASA Engineering c/o Allen Jones/David Taylor requested that the County Commission consider said petition and notice has been published in a newspaper in general circulation in Hamilton County that the County Commission will hold a public hearing on September 16, 2015, concerning the passage of this Resolution as required by law, and such having been held.

**NOW, THEREFORE, BE IT RESOLVED, BY THIS COUNTY LEGISLATIVE BODY IN SESSION ASSEMBLED:** That the zoning regulations of Hamilton County be amended granting the approval of a Special Permit for an Aircraft Landing Strip per Article VI, Section 402, on a tract of land located at 2380 Retro Hughes Road, **subject to the following conditions: 1) Landing strip shall be limited to personal use by the property owners only; 2) No commercial operations allowed; 3) All take-off/landings will occur during daylight hours; 4) The airstrip shall not be lighted; 5) The location of the landing strip, hangar and parking shall be generally located in conformance to the submitted site plan dated 07/23/2015.**

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**BE IT FURTHER RESOLVED, THAT THIS RESOLUTION TAKE EFFECT FROM  
AND AFTER ITS PASSAGE, THE PUBLIC WELFARE REQUIRING IT.**

**CERTIFICATION OF ACTION**

Approved:

Rejected:

\_\_\_\_\_

County Clerk

Approved:

Vetoed:

\_\_\_\_\_

County Mayor

September 16, 2015

\_\_\_\_\_

Date

2015-092 Hamilton County  
August 10, 2015

## RESOLUTION

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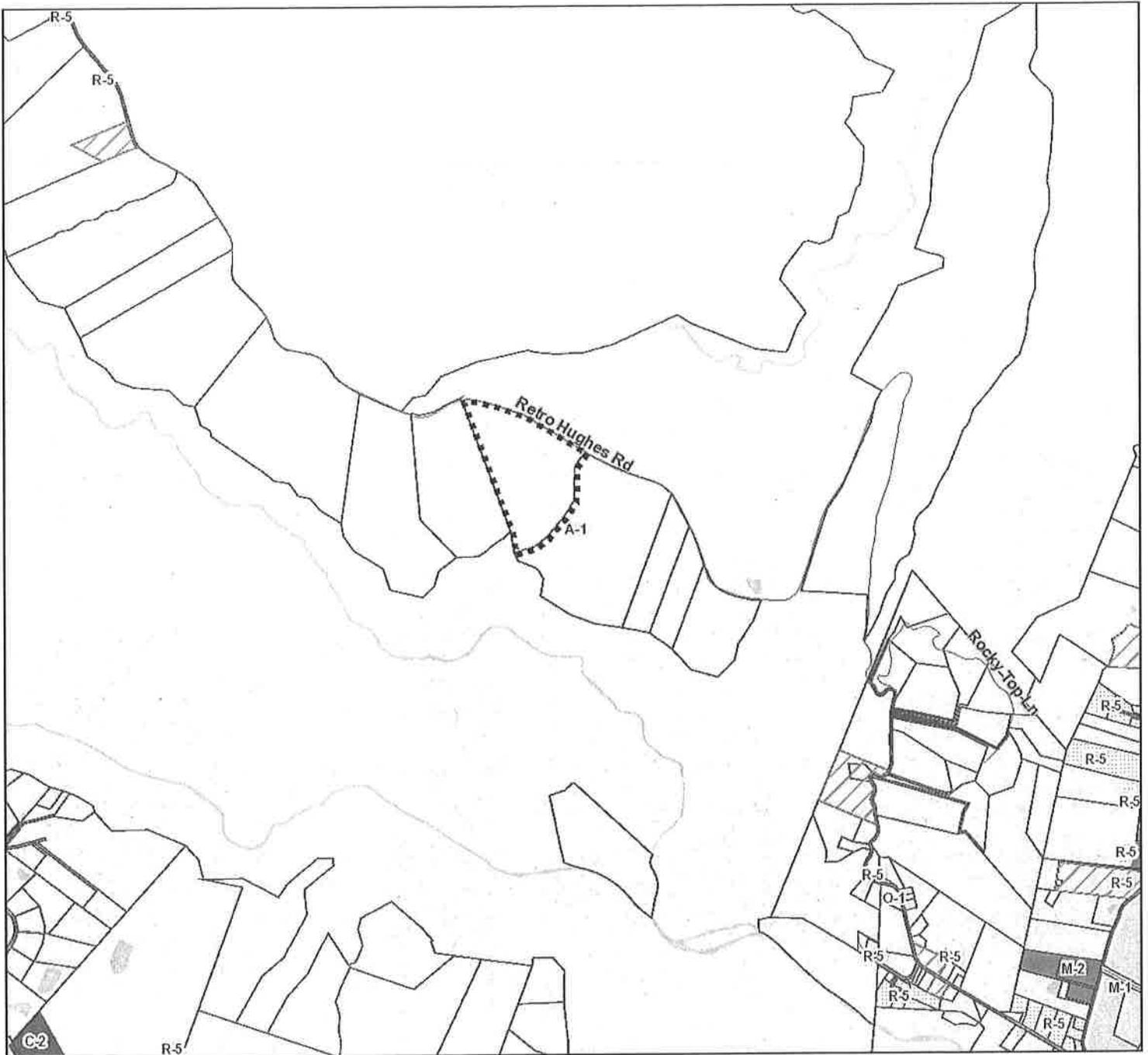
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Respectfully submitted,



John Bridger  
Secretary



## Case #2015-092 Special Permit for a Landing Strip

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1,800 ft

**Chattanooga Hamilton County Regional Planning Agency**



**PLANNING COMMISSION CASE REPORT**

Case Number: 2015-092

PC Meeting Date: 08-10-15

**Applicant Request****Special Permit for a Landing Strip**

<b>Property Location:</b>	<b>Address 2380 Retro Hughes Rd</b>
<b>Property Owner:</b>	<b>David Taylor</b>
<b>Applicant:</b>	<b>ASA Engineering, Attn: Allen Jones</b>

**Project Description**

- Proposal: Develop a 2.75-acre portion of a 42-acre site with a landing strip for personal use of aircraft and associated hanger. This is a companion to case 2015-093 which is a request for a Special Permit for Campground, Tents Only on the same property.
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- Properties within a one-mile radius are zoned A-1 Agricultural District.
- There has been no recent zoning activity on this site.

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- There is no current adopted land use plan for this area.
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**Key Findings**

- The proposal would set a precedent for future requests.
- The recommendation of the Planning Commission is required to be accompanied by a report specifically referencing to the following conditions:
  - (a) The property adjacent to the area included in the plan will not be adversely affected.
    - Based on the site plan submitted dated, 7.23.15, the proposed approach zone and take-off does not indicate any known conflicts with existing structures around the property.

## PLANNING COMMISSION CASE REPORT

- Impacts to the landscape and mountain setting should be minimized. The owner's representative states that the only area to be cleared will be for the runway (1,200' x 100' or 2.75 acres) and there will be minimal disturbance for the construction of the hanger, driveway and associated parking lot. The top of the plateau was previously used for timber harvest and currently features some cleared areas within the 42 acre site.
- (b) The plan is consistent with the intent and purpose of these Regulations to promote public health, safety, morals, and general welfare.
  - The proposed use is compatible with surrounding uses, since the area is largely rural and undeveloped. In addition, the proposed type of airstrip has been noted by the applicant for personal use, not a commercial airport. If the airstrip were to be opened as a commercial operation that solicits other planes to this landing strip or is included as a service tied to the campground, the special permit is revocable and may be re-examined.
- (c) There is reasonable assurance that development will proceed according to the spirit and letter of the approved plans.
  - Staff is recommending conditions to ensure compatibility of site operations as proposed.

### Staff Recommendation

Staff recommends APPROVAL, subject to the following conditions:

1. Landing strip shall be limited to personal use by the property owners only.
2. No commercial operations allowed.
3. All take-off/landings will occur during daylight hours.
4. The airstrip shall not be lighted.
5. The location of the landing strip, hangar and parking shall be generally located in conformance to the submitted site plan dated 07/23/2015.

### Planning Commission Recommendation

Approve, subject to the following conditions:

1. Landing strip shall be limited to personal use by the property owners only.
2. No commercial operations allowed.
3. All take-off/landings will occur during daylight hours.
4. The airstrip shall not be lighted.
5. The location of the landing strip, hangar and parking shall be generally located in conformance to the submitted site plan dated 07/23/2015.
6. The approach and take-off of all airplanes shall be from the north end of the landing strip.
7. Landing strip shall be limited to ten 30-minute flights per month.

Reason: The proposal is consistent and compatible with surrounding uses and is consistent with the development for of the area.

Note: There was opposition present at the Planning Commission meeting.

## PLANNING COMMISSION CASE REPORT

- (a) The property adjacent to the area included in the plan will not be adversely affected.
  - Based on the site plan submitted dated, 7.23.15, the proposed approach zone and take-off does not indicate any known conflicts with existing structures around the property.
  - Impacts to the landscape and mountain setting should be minimized. The owner's representative states that the only area to be cleared will be for the runway (1,200' x 100' or 2.75 acres) and there will be minimal disturbance for the construction of the hanger, driveway and associated parking lot. The top of the plateau was previously used for timber harvest and currently features some cleared areas within the 42 acre site.
- (b) The plan is consistent with the intent and purpose of these Regulations to promote public health, safety, morals, and general welfare.
  - The proposed use is compatible with surrounding uses, since the area is largely rural and undeveloped. In addition, the proposed type of airstrip has been noted by the applicant for personal use, not a commercial airport. If the airstrip were to be opened as a commercial operation that solicits other planes to this landing strip or is included as a service tied to the campground, the special permit is revocable and may be re-examined.
- (c) There is reasonable assurance that development will proceed according to the spirit and letter of the approved plans.
  - Staff is recommending conditions to ensure compatibility of site operations as proposed.

### Staff Recommendation

Staff recommends APPROVAL, subject to the following conditions:

1. Landing string shall be limited to personal use by the property owners only.
2. No commercial operations allowed.
3. All take-off/landings will occur during daylight hours.
4. The airstrip shall not be lit.
5. The location of the landing strip, hangar and parking shall be generally located in conformance to the submitted site plan dated 07/23/2015.

## PLANNING COMMISSION CASE REPORT

### Special Permits by Hamilton County Commission: Airport or landing strip construction, expansion or operation (Article VI, Sec. 402)

#### A. Purpose

The purpose of this section is to establish a review procedure for the development, expansion and operation of airports or landing strips located within certain agricultural and residential areas of Hamilton County. Because of the unique and sometimes hazardous nature of these facilities, the Chattanooga-Hamilton County Regional Planning Commission shall review all proposals for development or expansion of any airport, landing strip or related facility. This review will be to determine if any activity associated with the proposed development or expansion will be detrimental to other development or in any way present a hazard to life or property within the geographic area surrounding the facility. For purposes of this Regulation, the term airport shall be taken to include any tract of land or body of water that is intended or maintained for the landing and takeoff of aircraft, for receiving and discharging of passengers and/or cargo, and to include attendant facilities for the sheltering, supply, maintenance or repair of aircraft.

#### B. Application Procedure for Special Permit for Airport or Landing Strip

(1) To obtain a Special Permit for the development or expansion of an airport, or related facility, the owner/developer shall submit an application to the Chattanooga-Hamilton County Regional Planning Agency staff for its review and subsequent recommendation to the Planning Commission and County Commission. The applicant shall submit such information as required by the Planning Agency staff which shall include, but not be limited to, the following information:

- a) Location and size of total area to be utilized by the facility.
- b) Location, size, and orientation of existing and/or proposed runways, buildings, towers, and accessory structures.
- c) A general land use map indicating development on all property bounding the site for a radius of 500 feet.
- d) Location and approximate height of any "airport hazard". This includes any man-made structure or object of natural growth location on or in the vicinity of a public airport, or any use of land near such airport, which obstructs the airspace required for the flight or aircraft in landing or takeoff at such airport or is otherwise hazardous to such landing or takeoff of aircraft.
- e) Any other information considered pertinent for review may be requested by the staff, Planning Commission or Hamilton County Commission prior to final action on the application. Such information may include, but shall not be limited to, proposed or existing approach zones, transition zones, turning zones, horizontal zones and conical zones.
- f) Method and times of operation.
- g) Types of services available.

(2) The Planning Commission shall hold a public hearing on the proposed Airport Plan. Notice and publication of such public hearings shall conform to the procedures used by the Chattanooga-Hamilton County Regional Planning Commission.

## PLANNING COMMISSION CASE REPORT

(3) Upon the approval or disapproval by the Planning Commission, the plan shall be submitted to the County Commission for consideration, public hearing, and action. The recommendation of the Planning Commission shall be accompanied by a report stating the reasons for the approval or disapproval of the plan, with specific reference to, but not limited to, the following conditions:

(a) The property adjacent to the area included in the plan will not be adversely affected.

(b) The plan is consistent with the intent and purpose of these Regulations to promote public health, safety, morals, and general welfare.

(c) There is reasonable assurance that development will proceed according to the spirit and letter of the approved plans.

(4) No building permit shall be issued until after approval of the Special Permit by the County Commission. The Building Commissioner shall revoke any permit issued in reliance upon said plan as finally approved at such time as it becomes obvious that such plan is not being complied with.

(5) No airport development plan shall be approved by the County Commission unless it is first submitted to and approved by the Chattanooga-Hamilton County Regional Planning Commission or, if disapproved, shall receive the favorable vote of a majority of the entire membership of the Hamilton County Commission.

(6) A permit may be issued on condition that the location and method of operation be approved by the County Commission, however, in all instances, the proposed facility must conform with all applicable State and Federal requirements or regulations.



## Case #2015-092 Special Permit for a Landing Strip

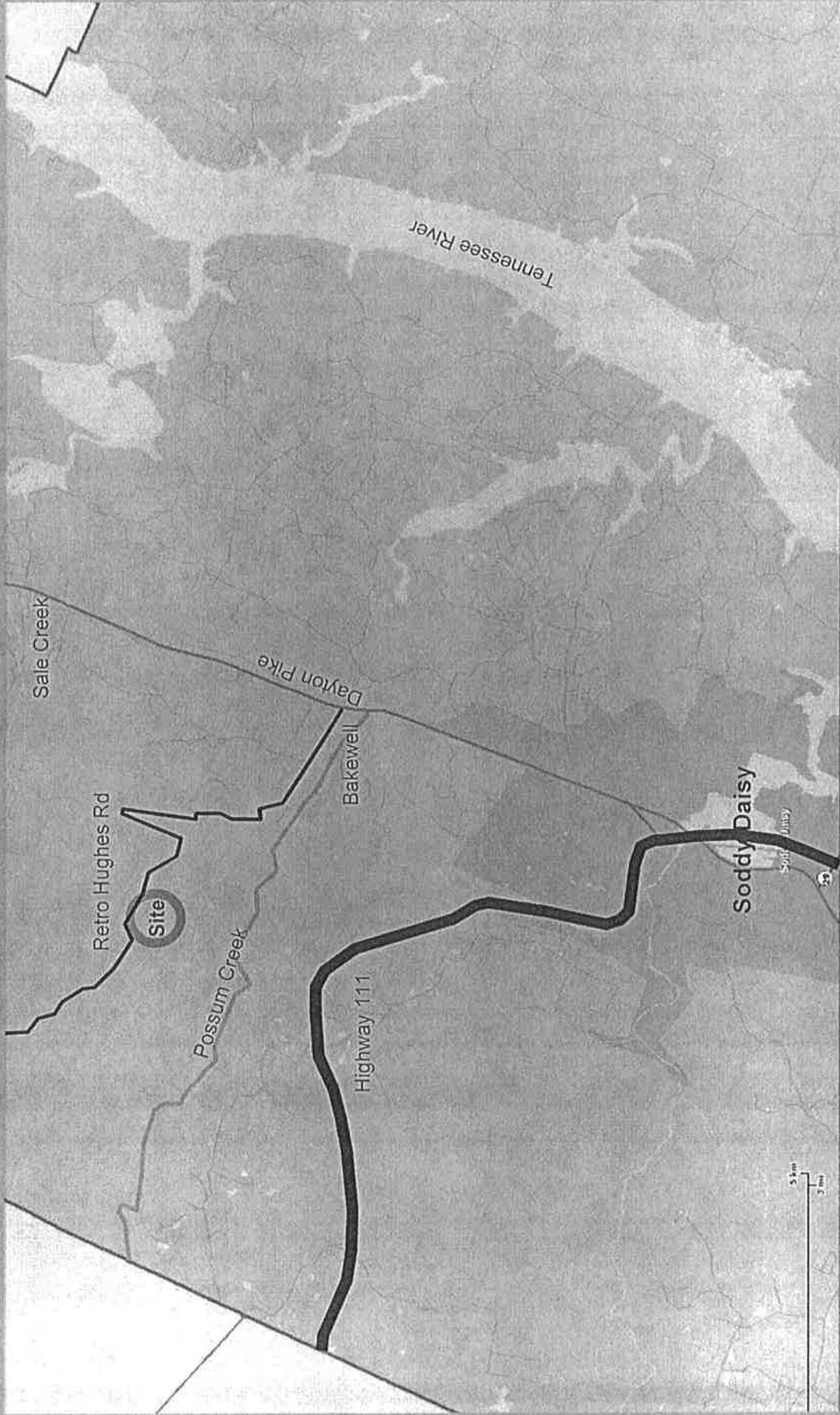


1,800 ft

Chattanooga Hamilton County Regional Planning Agency



2015-092 / 2015-093





Humanitarian Plateau  
15-007



- REVISIONS**
- | NO. | DATE       | DESCRIPTION        |
|-----|------------|--------------------|
| 1   | 11/15/2017 | ISSUED FOR PERMITS |
| 2   | 11/15/2017 | ISSUED FOR PERMITS |
| 3   | 11/15/2017 | ISSUED FOR PERMITS |
| 4   | 11/15/2017 | ISSUED FOR PERMITS |
| 5   | 11/15/2017 | ISSUED FOR PERMITS |
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| 8   | 11/15/2017 | ISSUED FOR PERMITS |
| 9   | 11/15/2017 | ISSUED FOR PERMITS |
| 10  | 11/15/2017 | ISSUED FOR PERMITS |
| 11  | 11/15/2017 | ISSUED FOR PERMITS |
| 12  | 11/15/2017 | ISSUED FOR PERMITS |
| 13  | 11/15/2017 | ISSUED FOR PERMITS |
| 14  | 11/15/2017 | ISSUED FOR PERMITS |
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| 49  | 11/15/2017 | ISSUED FOR PERMITS |
| 50  | 11/15/2017 | ISSUED FOR PERMITS |

**REVISIONS**

NO.	DATE	DESCRIPTION
1	11/15/2017	ISSUED FOR PERMITS
2	11/15/2017	ISSUED FOR PERMITS
3	11/15/2017	ISSUED FOR PERMITS
4	11/15/2017	ISSUED FOR PERMITS
5	11/15/2017	ISSUED FOR PERMITS
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47	11/15/2017	ISSUED FOR PERMITS
48	11/15/2017	ISSUED FOR PERMITS
49	11/15/2017	ISSUED FOR PERMITS
50	11/15/2017	ISSUED FOR PERMITS

# Humanitarian Plateau

Retro Hughes Rd-Lot 7  
Sale Creek, TN 37379

## ANTIDOTE

ARCHITECTURE + DESIGN|BUILD

436 Frazier Avenue  
Chattanooga, TN 37405  
o 423.521.7980  
w antidote.pro

Job #: 15-007  
Scale: As indicated  
Issue Date: 07/23/15  
Drawn By: VJL

AS-1

2015-092 / 2015-093



Google earth

Imagery Date: 10/22/2014 35°21'11.01" N, 95°09'37.24" W elev: 963 ft eye alt: 10607 ft

© 2015 Google



# Hamilton County Board of Commissioners

## RESOLUTION

No. 915-23

A RESOLUTION MAKING AN APPROPRIATION TO DALLAS BAY VOLUNTEER FIRE DEPARTMENT IN THE AMOUNT OF FIVE THOUSAND DOLLARS (\$5,000.00) FROM GENERAL FUND DISCRETIONARY MONIES, AS ALLOTTED TO DISTRICT ONE.

WHEREAS, Section 5-9-109 of the Tennessee Code Annotated authorized the County Legislative Body to make appropriations to nonprofit charitable and civic organizations; and

WHEREAS, the Hamilton County Legislative Body recognizes the various nonprofit charitable and civic organizations located in Hamilton County have great need of funds to carry on their nonprofit work; and

WHEREAS, Commissioner Randy Fairbanks desires to allocate Five Thousand Dollars (\$5,000.00) from General Fund discretionary monies, as allotted to District One, to assist with the purchase of a truck; and

WHEREAS, the County Legislative Body deems said funding to be in the best interest of the citizens of Hamilton County.

NOW, THEREFORE, BE IT RESOLVED BY THIS COUNTY LEGISLATIVE BODY IN SESSION ASSEMBLED:

That Five Thousand Dollars (\$5,000.00) from General Fund discretionary monies, as allotted to District One, be appropriated to Dallas Bay Volunteer Fire Department to assist with the purchase of a truck.

BE IT FURTHER RESOLVED that this appropriation be made subject to the following conditions:

1. That the nonprofit charitable and civic organization to which funds are appropriated shall file with the County Clerk and the Administrator of Finance a copy of an annual report of its business affairs and transactions and the proposed use of the County's funds. Such annual report shall be prepared and certified by the chief financial officer of such nonprofit organization in accordance with Section 5-9-109(c), T.C.A.
2. That said funds must only be used by the named nonprofit charitable and civic organization in furtherance of their nonprofit purpose benefiting the general welfare of the residents of the County.

3. That it is the expressed interest of the County Commission of Hamilton County in providing these funds to the above named organization to be fully in compliance with Section 5-9-109 of the Tennessee Code Annotated and any and all other laws which may apply to County appropriations to nonprofit charitable and civic organizations and so this is made subject to compliance with any and all of these laws and regulations.

BE IT FURTHER RESOLVED THAT THIS RESOLUTION TAKE EFFECT FROM AND AFTER ITS PASSAGE, THE PUBLIC WELFARE REQUIRING IT.

**CERTIFICATION OF ACTION**

Approved:

Rejected:

\_\_\_\_\_

County Clerk

Approved:

Vetoed:

\_\_\_\_\_

County Mayor

September 16, 2015

\_\_\_\_\_

Date



## Hamilton County Board of Commissioners RESOLUTION

No. 915-24

A RESOLUTION MAKING AN APPROPRIATION TO ORANGE GROVE CENTER IN THE AMOUNT OF TEN THOUSAND DOLLARS (\$10,000.00) FROM GENERAL FUND DISCRETIONARY MONIES, AS ALLOTTED TO DISTRICT ONE.

WHEREAS, Section 5-9-109 of the Tennessee Code Annotated authorized the County Legislative Body to make appropriations to nonprofit charitable and civic organizations; and

WHEREAS, the Hamilton County Legislative Body recognizes the various nonprofit charitable and civic organizations located in Hamilton County have great need of funds to carry on their nonprofit work; and

WHEREAS, Commissioner Randy Fairbanks desires to allocate Ten Thousand Dollars (\$10,000.00) from General Fund discretionary monies to Orange Grove Center to assist with the purchase of equipment; and

WHEREAS, the County Legislative Body deems said funding to be in the best interest of the citizens of Hamilton County.

NOW, THEREFORE, BE IT RESOLVED BY THIS COUNTY LEGISLATIVE BODY IN SESSION ASSEMBLED:

That Ten Thousand Dollars (\$10,000.00) from General Fund discretionary monies, as allotted to District One, be appropriated to Orange Grove Center to assist with the purchase of equipment.

BE IT FURTHER RESOLVED that this appropriation be made subject to the following conditions:

1. That the nonprofit charitable and civic organization to which funds are appropriated shall file with the County Clerk and the Administrator of Finance a copy of an annual report of its business affairs and transactions and the proposed use of the County's funds. Such annual report shall be prepared and certified by the chief financial officer of such nonprofit organization in accordance with Section 5-9-109(c), T.C.A.

2. That said funds must only be used by the named nonprofit charitable and civic organization in furtherance of their nonprofit purpose benefiting the general welfare of the residents of the County.
  
3. That it is the expressed interest of the County Commission of Hamilton County in providing these funds to the above named organization to be fully in compliance with Section 5-9-109 of the Tennessee Code Annotated and any and all other laws which may apply to County appropriations to nonprofit charitable and civic organizations and so this is made subject to compliance with any and all of these laws and regulations.

BE IT FURTHER RESOLVED THAT THIS RESOLUTION TAKE EFFECT FROM AND AFTER ITS PASSAGE, THE PUBLIC WELFARE REQUIRING IT.

**CERTIFICATION OF ACTION**

Approved:

Rejected:

---

County Clerk

Approved:

Vetoed:

---

County Mayor

[Click here to enter a date.](#)

---

Date

Form **990**  
 Department of the Treasury  
 Internal Revenue Service

**Return of Organization Exempt From Income Tax**

Under section 501(c), 527, or 4947(a)(1) of the Internal Revenue Code (except private foundations)

Do not enter Social Security numbers on this form as it may be made public. By law, the IRS generally cannot redact the information on the form.  
 Information about Form 990 and its instructions is at [www.irs.gov/form990](http://www.irs.gov/form990).

OMB No 1545-0047

**2013**

**Open to Public Inspection**

**A For the 2013 calendar year, or tax year beginning 07-01-2013, 2013, and ending 06-30-2014**

<b>B</b> Check if applicable: <input type="checkbox"/> Address change <input type="checkbox"/> Name change <input type="checkbox"/> Initial return <input type="checkbox"/> Terminated <input type="checkbox"/> Amended return <input type="checkbox"/> Application pending	<b>C</b> Name of organization THE ORANGE GROVE CENTER INC		<b>D</b> Employer identification number 62-0549365
	Doing Business As		<b>E</b> Telephone number (423) 629-1451
	Number and street (or P.O. box if mail is not delivered to street address) Room/suite 615 DERBY STREET	<b>G</b> Gross receipts \$ 36,731,246	
	City or town, state or province, country, and ZIP or foreign postal code CHATTANOOGA, TN 37404		<b>F</b> Name and address of principal officer NEAL PINKSTON 615 DERBY STREET CHATTANOOGA, TN 37404
<b>I</b> Tax-exempt status <input checked="" type="checkbox"/> 501(c)(3) <input type="checkbox"/> 501(c) ( ) (insert no ) <input type="checkbox"/> 4947(a)(1) or <input type="checkbox"/> 527		<b>H(a)</b> Is this a group return for subordinates? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <b>H(b)</b> Are all subordinates included? <input type="checkbox"/> Yes <input type="checkbox"/> No If "No," attach a list (see instructions)	
<b>J</b> Website: WWW. ORANGEGROVECENTER.COM		<b>H(c)</b> Group exemption number	
<b>K</b> Form of organization <input checked="" type="checkbox"/> Corporation <input type="checkbox"/> Trust <input type="checkbox"/> Association <input type="checkbox"/> Other		<b>L</b> Year of formation 1953	<b>M</b> State of legal domicile TN

**Part I Summary**

<b>Activities &amp; Governance</b>	<b>1</b> Briefly describe the organization's mission or most significant activities SERVICES TO INTELLECTUALLY DISABLED INDIVIDUALS				
	<b>2</b> Check this box <input type="checkbox"/> if the organization discontinued its operations or disposed of more than 25% of its net assets				
	<b>3</b> Number of voting members of the governing body (Part VI, line 1a)		<b>3</b>	25	
	<b>4</b> Number of independent voting members of the governing body (Part VI, line 1b)		<b>4</b>	25	
	<b>5</b> Total number of individuals employed in calendar year 2013 (Part V, line 2a)		<b>5</b>	1,051	
	<b>6</b> Total number of volunteers (estimate if necessary)		<b>6</b>	150	
<b>7a</b> Total unrelated business revenue from Part VIII, column (C), line 12		<b>7a</b>	0		
<b>7b</b> Net unrelated business taxable income from Form 990-T, line 34		<b>7b</b>	0		
<b>Revenue</b>	<b>8</b> Contributions and grants (Part VIII, line 1h)	Prior Year	32,258,812	Current Year	32,358,840
	<b>9</b> Program service revenue (Part VIII, line 2g)		3,831,825		4,139,871
	<b>10</b> Investment income (Part VIII, column (A), lines 3, 4, and 7d)		15,311		14,023
	<b>11</b> Other revenue (Part VIII, column (A), lines 5, 6d, 8c, 9c, 10c, and 11e)		253,233		218,042
	<b>12</b> Total revenue—add lines 8 through 11 (must equal Part VIII, column (A), line 12)		36,359,181		36,730,776
	<b>Expenses</b>	<b>13</b> Grants and similar amounts paid (Part IX, column (A), lines 1-3)		0	
<b>14</b> Benefits paid to or for members (Part IX, column (A), line 4)			0		0
<b>15</b> Salaries, other compensation, employee benefits (Part IX, column (A), lines 5-10)			27,783,308		28,251,301
<b>16a</b> Professional fundraising fees (Part IX, column (A), line 11e)			0		0
<b>b</b> Total fundraising expenses (Part IX, column (D), line 25) <sup>0</sup>					
<b>17</b> Other expenses (Part IX, column (A), lines 11a-11d, 11f-24e)			9,174,474		9,501,762
<b>18</b> Total expenses Add lines 13-17 (must equal Part IX, column (A), line 25)		36,957,782		37,753,063	
<b>19</b> Revenue less expenses Subtract line 18 from line 12		-598,601		-1,022,287	
<b>Net Assets or Fund Balances</b>	<b>20</b> Total assets (Part X, line 16)	Beginning of Current Year	21,103,362	End of Year	19,465,819
	<b>21</b> Total liabilities (Part X, line 26)		7,747,341		7,132,085
	<b>22</b> Net assets or fund balances Subtract line 21 from line 20		13,356,021		12,333,734

**Part II Signature Block**

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than officer) is based on all information of which preparer has any knowledge.

<b>Sign Here</b>	***** Signature of officer	2014-12-04 Date
	TOM GREENHOLTZ SECRETARY Type or print name and title	

<b>Paid Preparer Use Only</b>	Print/Type preparer's name DEAN KRECH	Preparer's signature	Date	Check <input type="checkbox"/> if self-employed	PTIN P00639050
	Firm's name <b>JOHNSON HICKEY &amp; MURCHISON PC</b>			Firm's EIN <b>62-1046406</b>	
	Firm's address <b>651 E FOURTH ST STE 200 CHATTANOOGA, TN 37403</b>			Phone no (423) 756-0052	

May the IRS discuss this return with the preparer shown above? (see instructions)  Yes  No

OGDEN UT 84201-0038

In reply refer to: 0441861293  
Mar. 10, 2009 LTR 4168C E0  
62-0549365 000000 00 000  
00049187  
BODC: TE

ORANGE GROVE CENTER INC  
615 DERBY ST  
CHATTANOOGA TN 37404-1632

17031

Employer Identification Number: 62-0549365  
Person to Contact: Erin Johnson  
Toll Free Telephone Number: 1-877-829-5500

Dear Taxpayer:

This is in response to your request of Feb. 27, 2009, regarding your tax-exempt status.

Our records indicate that a determination letter was issued in October 1954, that recognized you as exempt from Federal income tax, and discloses that you are currently exempt under section 501(c)(3) of the Internal Revenue Code.

Our records also indicate you are not a private foundation within the meaning of section 509(a) of the Code because you are described in section(s) 509(a)(1) and 170(b)(1)(A)(ii).

Donors may deduct contributions to you as provided in section 170 of the Code. Bequests, legacies, devises, transfers, or gifts to you or for your use are deductible for Federal estate and gift tax purposes if they meet the applicable provisions of sections 2055, 2106, and 2522 of the Code.

If you have any questions, please call us at the telephone number shown in the heading of this letter.

Sincerely yours,



Deborah Bingham  
Accounts Management I



## Hamilton County Board of Commissioners RESOLUTION

No. 915-25

A RESOLUTION MAKING AN APPROPRIATION TO MOWBRAY VOLUNTEER FIRE DEPARTMENT IN THE AMOUNT OF THIRTEEN THOUSAND DOLLARS (\$13,000.00) FROM GENERAL FUND DISCRETIONARY MONIES, AS ALLOTTED TO DISTRICT ONE.

WHEREAS, Section 5-9-109 of the Tennessee Code Annotated authorized the County Legislative Body to make appropriations to nonprofit charitable and civic organizations; and

WHEREAS, the Hamilton County Legislative Body recognizes the various nonprofit charitable and civic organizations located in Hamilton County have great need of funds to carry on their nonprofit work; and

WHEREAS, Commissioner Randy Fairbanks desires to allocate Thirteen Thousand Dollars (\$13,000.00) from General Fund discretionary monies, as allotted to District One, to assist with the purchase of equipment; and

WHEREAS, the County Legislative Body deems said funding to be in the best interest of the citizens of Hamilton County.

NOW, THEREFORE, BE IT RESOLVED BY THIS COUNTY LEGISLATIVE BODY IN SESSION ASSEMBLED:

That Thirteen Thousand Dollars (\$13,000.00) from General Fund discretionary monies, as allotted to District One, be appropriated to Mowbray Volunteer Fire Department to assist with the purchase of equipment.

BE IT FURTHER RESOLVED that this appropriation be made subject to the following conditions:

1. That the nonprofit charitable and civic organization to which funds are appropriated shall file with the County Clerk and the Administrator of Finance a copy of an annual report of its business affairs and transactions and the proposed use of the County's funds. Such annual report shall be prepared and certified by the chief financial officer of such nonprofit organization in accordance with Section 5-9-109(c), T.C.A.

2. That said funds must only be used by the named nonprofit charitable and civic organization in furtherance of their nonprofit purpose benefiting the general welfare of the residents of the County.
  
3. That it is the expressed interest of the County Commission of Hamilton County in providing these funds to the above named organization to be fully in compliance with Section 5-9-109 of the Tennessee Code Annotated and any and all other laws which may apply to County appropriations to nonprofit charitable and civic organizations and so this is made subject to compliance with any and all of these laws and regulations.

BE IT FURTHER RESOLVED THAT THIS RESOLUTION TAKE EFFECT FROM AND AFTER ITS PASSAGE, THE PUBLIC WELFARE REQUIRING IT.

**CERTIFICATION OF ACTION**

Approved:

Rejected:

\_\_\_\_\_

County Clerk

Approved:

Vetoed:

\_\_\_\_\_

County Mayor

September 16, 2015

\_\_\_\_\_

Date



## Hamilton County Board of Commissioners

# RESOLUTION

No. 915-26

A RESOLUTION MAKING AN APPROPRIATION TO EAST LAKE NEIGHBORHOOD ASSOCIATION IN THE AMOUNT OF ONE THOUSAND EIGHT HUNDRED DOLLARS (\$1,800.00) FROM GENERAL FUND DISCRETIONARY MONIES, AS ALLOTTED TO DISTRICT FOUR.

WHEREAS, Section 5-9-109 of the Tennessee Code Annotated authorized the County Legislative Body to make appropriations to nonprofit charitable and civic organizations; and

WHEREAS, the Hamilton County Legislative Body recognizes the various nonprofit charitable and civic organizations located in Hamilton County have great need of funds to carry on their nonprofit work; and

WHEREAS, Commissioner Warren Mackey desires to allocate One Thousand Eight Hundred Dollars (\$1,800.00) from General Fund discretionary monies to assist the East Lake Neighborhood Association with the East Lake Festival; and

WHEREAS, the County Legislative Body deems said funding to be in the best interest of the citizens of Hamilton County.

NOW, THEREFORE, BE IT RESOLVED BY THIS COUNTY LEGISLATIVE BODY IN SESSION ASSEMBLED:

That One Thousand Eight Hundred Dollars (\$1,800.00) from General Fund discretionary monies, as allotted to District Four, be appropriated to the East Lake Neighborhood Association to assist with the East Lake Festival.

BE IT FURTHER RESOLVED that this appropriation be made subject to the following conditions:

1. That the nonprofit charitable and civic organization to which funds are appropriated shall file with the County Clerk and the Administrator of Finance a copy of an annual report of its business affairs and transactions and the proposed use of the County's funds. Such annual report shall be prepared and certified by the chief financial officer of such nonprofit organization in accordance with Section 5-9-109(c), T.C.A.

2. That said funds must only be used by the named nonprofit charitable and civic organization in furtherance of their nonprofit purpose benefiting the general welfare of the residents of the County.
  
3. That it is the expressed interest of the County Commission of Hamilton County in providing these funds to the above named organization to be fully in compliance with Section 5-9-109 of the Tennessee Code Annotated and any and all other laws which may apply to County appropriations to nonprofit charitable and civic organizations and so this is made subject to compliance with any and all of these laws and regulations.

BE IT FURTHER RESOLVED THAT THIS RESOLUTION TAKE EFFECT FROM AND AFTER ITS PASSAGE, THE PUBLIC WELFARE REQUIRING IT.

**CERTIFICATION OF ACTION**

Approved:

Rejected:

\_\_\_\_\_

County Clerk

Approved:

Vetoed:

\_\_\_\_\_

County Mayor

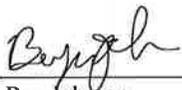
September 16, 2015

\_\_\_\_\_

Date

East Lake Neighborhood Association)  
Income Statement for a twelve (12) month period (09-01-14) to (09-01-15)

	<u>Amount</u>
Income:	
Membership dues	160
Donations	24
Grants	2000
2014 Arts Build Grant	597.58
Activities	189.5
Sponsorship	450
	<hr/>
Total Income	3,421.08
	<hr/>
Expenses:	
Administrative	79.44
Mailings	0
Tax-Exempt Application	808
2015 Movie Nights	420
2014 Movie Nights	501.73
Holiday events	27.59
NNO	579.66
East Lake Neighborhood Sign installation	14.99
Mural	2000
TShirts	383.5
	<hr/>
Total Operating Expenses	4,814.91
	<hr/>
Net Operating Income	(1,393.83)

  
Ben Johnson

Treasurer, 8/26/15

East Lake Neighborhood Association  
BALANCE SHEET  
As of (9/1/2015)

	<u>Amount</u>
Assets:	
Cash on Hand - Checking Account	3,254.36
Certificates of Deposit	-
Equipment	-
Inventory/Supplies	-
Total Assets	<u>3,254.36</u>
Liabilities:	
Accounts Payable	
Notes to Bank	
Total Liabilities	<u>-</u>
Net Worth as of (Date)	<u>3,254.36</u>

 Treasurer, 8/26/15

Ben Johnson

INTERNAL REVENUE SERVICE  
P. O. BOX 2508  
CINCINNATI, OH 45201

DEPARTMENT OF THE TREASURY

Date: JAN 29 2015

EAST LAKE NEIGHBORHOOD ASSOCIATION  
INC  
C/O LINDA RICHARDS  
PO BOX 3031  
CHATTANOOGA, TN 37407-0534

Employer Identification Number:  
68-0670664  
DLN:  
17053266305004  
Contact Person:  
GINGER L JONES ID# 31646  
Contact Telephone Number:  
(877) 829-5500

Accounting Period Ending:  
December 31  
Public Charity Status:  
170(b)(1)(A)(vi)  
Form 990 Required:  
Yes  
Effective Date of Exemption:  
May 15, 2010  
Contribution Deductibility:  
Yes  
Addendum Applies:  
Yes

Dear Applicant:

We are pleased to inform you that upon review of your application for tax exempt status we have determined that you are exempt from Federal income tax under section 501(c)(3) of the Internal Revenue Code. Contributions to you are deductible under section 170 of the Code. You are also qualified to receive tax deductible bequests, devises, transfers or gifts under section 2055, 2106 or 2522 of the Code. Because this letter could help resolve any questions regarding your exempt status, you should keep it in your permanent records.

Organizations exempt under section 501(c)(3) of the Code are further classified as either public charities or private foundations. We determined that you are a public charity under the Code section(s) listed in the heading of this letter.

For important information about your responsibilities as a tax-exempt organization, go to [www.irs.gov/charities](http://www.irs.gov/charities). Enter "4221-PC" in the search bar to view Publication 4221-PC, Compliance Guide for 501(c)(3) Public Charities, which describes your recordkeeping, reporting, and disclosure requirements.

EAST LAKE NEIGHBORHOOD ASSOCIATION

We have sent a copy of this letter to your representative as indicated in your power of attorney.

Sincerely,

A handwritten signature in cursive script, appearing to read "Thomas Ripperda".

Director, Exempt Organizations

EAST LAKE NEIGHBORHOOD ASSOCIATION

ADDENDUM

Based on the information submitted with your application, we approved your request for reinstatement under Revenue Procedure 2014-11. Your effective date of exemption, as shown in the heading of this letter, is retroactive to the date of revocation.

If you have been in existence for at least three years and you have not filed a Form 990 return or notice for three consecutive years, you may soon receive a letter (Notice CP120A) that we automatically revoked your exempt status, as required by law, for failure to file a return or notice for three consecutive years. This letter will serve to reinstate your exempt status, so you will not need to re-apply. However, you may need to file the appropriate delinquent Forms 990 for all years you have operated as a tax-exempt organization.



## Hamilton County Board of Commissioners

# RESOLUTION

No. 915-27

A RESOLUTION MAKING AN APPROPRIATION TO VETERANS MEMORIAL PARK OF COLLEGEDALE IN THE AMOUNT OF TEN THOUSAND DOLLARS (\$10,000.00) FROM GENERAL FUND DISCRETIONARY MONIES, AS ALLOTTED TO DISTRICT SEVEN.

WHEREAS, Section 5-9-109 of the Tennessee Code Annotated authorized the County Legislative Body to make appropriations to nonprofit charitable and civic organizations; and

WHEREAS, the Hamilton County Legislative Body recognizes the various nonprofit charitable and civic organizations located in Hamilton County have great need of funds to carry on their nonprofit work; and

WHEREAS, Commissioner Sabrena Smedley desires to allocate Ten Thousand Dollars (\$10,000.00) from General Fund discretionary monies, as allotted to District Seven, to assist Veterans Memorial Park of Collegedale with renovations; and

WHEREAS, the County Legislative Body deems said funding to be in the best interest of the citizens of Hamilton County.

NOW, THEREFORE, BE IT RESOLVED BY THIS COUNTY LEGISLATIVE BODY IN SESSION ASSEMBLED:

That Ten Thousand Dollars (\$10,000.00) from General Fund discretionary monies, as allotted to District Seven, be appropriated to Veterans Memorial Park of Collegedale to assist with renovations.

BE IT FURTHER RESOLVED that this appropriation be made subject to the following conditions:

1. That the nonprofit charitable and civic organization to which funds are appropriated shall file with the County Clerk and the Administrator of Finance a copy of an annual report of its business affairs and transactions and the proposed use of the County's funds. Such annual report shall be prepared and certified by the chief financial officer of such nonprofit organization in accordance with Section 5-9-109(c), T.C.A.

2. That said funds must only be used by the named nonprofit charitable and civic organization in furtherance of their nonprofit purpose benefiting the general welfare of the residents of the County.
  
3. That it is the expressed interest of the County Commission of Hamilton County in providing these funds to the above named organization to be fully in compliance with Section 5-9-109 of the Tennessee Code Annotated and any and all other laws which may apply to County appropriations to nonprofit charitable and civic organizations and so this is made subject to compliance with any and all of these laws and regulations.

BE IT FURTHER RESOLVED THAT THIS RESOLUTION TAKE EFFECT FROM AND AFTER ITS PASSAGE, THE PUBLIC WELFARE REQUIRING IT.

**CERTIFICATION OF ACTION**

Approved:

Rejected:

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County Clerk

Approved:

Vetoed:

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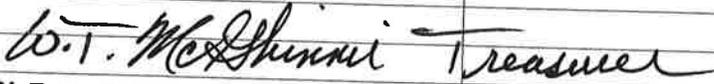
County Mayor

September 16, 2015

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Date

**Veterans Memorial Park of Collegedale**  
**Income Statement for a twelve (12) month period (7-1-14) - (6-30-15)**

Income:		
	Amount	
CD Interest	\$	243.70
Donations	\$	10,734.00
<b>Total Income</b>	<b>\$</b>	<b>10,977.70</b>
Expenses:		
Bank Charges	\$	6.00
Creative Brick Supply	\$	232.81
U. S. Flag Supply	\$	497.15
Garver Saw & Signs	\$	254.05
U.S. Post Office Box	\$	74.00
Yerbey Concrete	\$	6,475.00
Worldwide Aircraft Recovery	\$	28,000.00
<b>Total Expenses</b>	<b>\$</b>	<b>35,539.01</b>
<b>Net Operating Income/Loss</b>	<b>\$</b>	<b>(24,561.31)</b>
		
<b>W. T. McGhinnis - Treasurer - July 14, 2015</b>		
<b>Veteran Memorial Park of Collegedale</b>		
<b>P. O. Box 2211</b>		
<b>Collegedale, TN 37315</b>		
<b>423-396-4400</b>		

**Veterans Memorial Park of Collegedale**

**BALANCE SHEET**

**As of June 30, 2015**

<b>ASSETS:</b>	
	<b>Amount</b>
Cash on Hand-Checking Account	\$ 58,742.32
<b>Total Assets</b>	<b>\$ 58,742.32</b>
<b>LIABILITIES:</b>	
Accounts Payable	\$ -
<b>Total Liabilities</b>	<b>\$ -</b>
<b>Net Worth as of June 30, 2015</b>	<b>\$ 58,742.32</b>

*W. T. McGhinnis Treasurer*

**W. T. McGhinnis - Treasurer - July 14, 2015**

**Veteran Memorial Park of Collegedale**  
**P. O. Box 2211**  
**Collegedale, TN 37315**  
**423-396-4400**

INTERNAL REVENUE SERVICE  
P. O. BOX 2508  
CINCINNATI, OH 45201

DEPARTMENT OF THE TREASURY

Date: **SEP 09 2003**

VETERANS MEMORIAL PARK OF  
COLLEGE DALE  
C/O HUGH F KENDALL  
6918 SHALLOWFORD ROAD, STE 305  
CHATTANOOGA, TN 37421-1783

Employer Identification Number:  
62-1860451  
DLN:  
403114034  
Contact Person:  
BARBARA H BUTTERFIELD ID# 52677  
Contact Telephone Number:  
(877) 829-5500  
Accounting Period Ending:  
June 30  
Form 990 Required:  
Yes  
Addendum Applies:  
No

Dear Applicant:

Based on information supplied, and assuming your operations will be as stated in your application for recognition of exemption, we have determined you are exempt from federal income tax under section 501(a) of the Internal Revenue Code as an organization described in section 501(c)(3).

We have further determined that you are not a private foundation within the meaning of section 509(a) of the Code, because you are an organization described in sections 509(a)(1) and 170(b)(1)(A)(vi).

If your sources of support, or your purposes, character, or method of operation change, please let us know so we can consider the effect of the change on your exempt status and foundation status. In the case of an amendment to your organizational document or bylaws, please send us a copy of the amended document or bylaws. Also, you should inform us of all changes in your name or address.

As of January 1, 1984, you are liable for taxes under the Federal Insurance Contributions Act (social security taxes) on remuneration of \$100 or more you pay to each of your employees during a calendar year. You are not liable for the tax imposed under the Federal Unemployment Tax Act (FUTA).

Since you are not a private foundation, you are not subject to the excise taxes under Chapter 42 of the Code. However, if you are involved in an excess benefit transaction, that transaction might be subject to the excise taxes of section 4958. Additionally, you are not automatically exempt from other federal excise taxes. If you have any questions about excise, employment, or other federal taxes, please contact your key district office.

Grantors and contributors may rely on this determination unless the Internal Revenue Service publishes notice to the contrary. However, if you lose your section 509(a)(1) status, a grantor or contributor may not rely on this determination if he or she was in part responsible for, or was aware of, the act or failure to act, or the substantial or material change on the

Letter 947 (DO/CG)

VETERANS MEMORIAL PARK OF

part of the organization that resulted in your loss of such status, or if he or she acquired knowledge that the Internal Revenue Service had given notice that you would no longer be classified as a section 509(a)(1) organization.

Donors may deduct contributions to you as provided in section 170 of the Code. Bequests, legacies, devises, transfers, or gifts to you or for your use are deductible for federal estate and gift tax purposes if they meet the applicable provisions of Code sections 2055, 2106, and 2522.

Contribution deductions are allowable to donors only to the extent that their contributions are gifts, with no consideration received. Ticket purchases and similar payments in conjunction with fundraising events may not necessarily qualify as deductible contributions, depending on the circumstances. See Revenue Ruling 67-246, published in Cumulative Bulletin 1967-2, on page 104, which sets forth guidelines regarding the deductibility, as charitable contributions, of payments made by taxpayers for admission to or other participation in fundraising activities for charity.

In the heading of this letter we have indicated whether you must file Form 990, Return of Organization Exempt From Income Tax. If Yes is indicated, you are required to file Form 990 only if your gross receipts each year are normally more than \$25,000. However, if you receive a Form 990 package in the mail, please file the return even if you do not exceed the gross receipts test. If you are not required to file, simply attach the label provided, check the box in the heading to indicate that your annual gross receipts are normally \$25,000 or less, and sign the return.

If a return is required, it must be filed by the 15th day of the fifth month after the end of your annual accounting period. A penalty of \$20 a day is charged when a return is filed late, unless there is reasonable cause for the delay. However, the maximum penalty charged cannot exceed \$10,000 or 5 percent of your gross receipts for the year, whichever is less. For organizations with gross receipts exceeding \$1,000,000 in any year, the penalty is \$100 per day per return, unless there is reasonable cause for the delay. The maximum penalty for an organization with gross receipts exceeding \$1,000,000 shall not exceed \$50,000. This penalty may also be charged if a return is not complete, so be sure your return is complete before you file it.

You are required to make your annual information return, Form 990 or Form 990-EZ, available for public inspection for three years after the later of the due date of the return or the date the return is filed. You are also required to make available for public inspection your exemption application, any supporting documents, and your exemption letter. Copies of these documents are also required to be provided to any individual upon written or in person request without charge other than reasonable fees for copying and postage. You may fulfill this requirement by placing these documents on the Internet. Penalties may be imposed for failure to comply with these requirements. Additional information is available in Publication 557, Tax-Exempt Status for Your Organization, or you may call our toll free number shown above.

Letter 947 (DO/CG)

VETERANS MEMORIAL PARK OF

You are not required to file federal income tax returns unless you are subject to the tax on unrelated business income under section 511 of the Code. If you are subject to this tax, you must file an income tax return on Form 990-T, Exempt Organization Business Income Tax Return. In this letter we are not determining whether any of your present or proposed activities are unrelated trade or business as defined in section 513 of the Code.

You need an employer identification number even if you have no employees. If an employer identification number was not entered on your application, a number will be assigned to you and you will be advised of it. Please use that number on all returns you file and in all correspondence with the Internal Revenue Service.

This determination is based on evidence that your funds are dedicated to the purposes listed in section 501(c)(3) of the Code. To assure your continued exemption, you should keep records to show that funds are expended only for those purposes. If you distribute funds to other organizations, your records should show whether they are exempt under section 501(c)(3). In cases where the recipient organization is not exempt under section 501(c)(3), there should be evidence that the funds will remain dedicated to the required purposes and that they will be used for those purposes by the recipient.

If distributions are made to individuals, case histories regarding the recipients should be kept showing names, addresses, purposes of awards, manner of selection, relationship (if any) to members, officers, trustees or donors of funds to you, so that any and all distributions made to individuals can be substantiated upon request by the Internal Revenue Service. (Revenue Ruling 56-304, C.B. 1956-2, page 306.)

If we have indicated in the heading of this letter that an addendum applies, the enclosed addendum is an integral part of this letter.

Because this letter could help resolve any questions about your exempt status and foundation status, you should keep it in your permanent records.

We have sent a copy of this letter to your representative as indicated in your power of attorney.

If you have any questions, please contact the person whose name and telephone number are shown in the heading of this letter.

Sincerely yours,



Lois G. Lerner  
Director, Exempt Organizations  
Rulings and Agreements

Letter 947 (DO/CG)



## Hamilton County Board of Commissioners RESOLUTION

No. 915-28

A RESOLUTION MAKING AN APPROPRIATION TO THE NEXT DOOR, INC., IN THE AMOUNT OF ONE THOUSAND DOLLARS (\$1,000.00) FROM GENERAL FUND DISCRETIONARY MONIES, AS ALLOTTED TO DISTRICT NINE.

WHEREAS, Section 5-9-109 of the Tennessee Code Annotated authorized the County Legislative Body to make appropriations to nonprofit charitable and civic organizations; and

WHEREAS, the Hamilton County Legislative Body recognizes the various nonprofit charitable and civic organizations located in Hamilton County have great need of funds to carry on their nonprofit work; and

WHEREAS, Commissioner Chester Bankston has expressed a desire to allocate One Thousand Dollars (\$1,000.00) from General Fund discretionary monies (as allotted to District Nine) to assist with their program; and

WHEREAS, the County Legislative Body deems said funding to be in the best interest of the citizens of Hamilton County.

NOW, THEREFORE, BE IT RESOLVED BY THIS COUNTY LEGISLATIVE BODY IN SESSION ASSEMBLED:

That One Thousand Dollars (\$1,000.00) from General Fund discretionary monies (as allotted to District Nine) be appropriated to The Next Door, Inc., to assist with their program.

BE IT FURTHER RESOLVED that this appropriation be made subject to the following conditions:

1. That the nonprofit charitable and civic organization to which funds are appropriated shall file with the County Clerk and the Administrator of Finance a copy of an annual report of its business affairs and transactions and the proposed use of the County's funds. Such annual report shall be prepared and certified by the chief financial officer of such nonprofit organization in accordance with Section 5-9-109(c), T.C.A.

2. That said funds must only be used by the named nonprofit charitable and civic organization in furtherance of their nonprofit purpose benefiting the general welfare of the residents of the County.
  
3. That it is the expressed interest of the County Commission of Hamilton County in providing these funds to the above named organization to be fully in compliance with Section 5-9-109 of the Tennessee Code Annotated and any and all other laws which may apply to County appropriations to nonprofit charitable and civic organizations and so this is made subject to compliance with any and all of these laws and regulations.

BE IT FURTHER RESOLVED THAT THIS RESOLUTION TAKE EFFECT FROM AND AFTER ITS PASSAGE, THE PUBLIC WELFARE REQUIRING IT.

**CERTIFICATION OF ACTION**

Approved:

Rejected:

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County Clerk

Approved:

Vetoed:

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County Mayor

September 16, 2015

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Date

EXTENDED TO AUGUST 17, 2015

Form **990**

**Return of Organization Exempt From Income Tax**  
Under section 501(c), 527, or 4947(a)(1) of the Internal Revenue Code (except private foundations)

OMB No. 1545-0047

**2014**

Open to Public Inspection

Department of the Treasury  
Internal Revenue Service

Do not enter social security numbers on this form as it may be made public.

Information about Form 990 and its instructions is at [www.irs.gov/form990](http://www.irs.gov/form990).

**A** For the **2014** calendar year, or tax year beginning and ending

<b>B</b> Check if applicable: <input checked="" type="checkbox"/> Address change <input type="checkbox"/> Name change <input type="checkbox"/> Initial return <input type="checkbox"/> Final return/terminated <input type="checkbox"/> Amended return <input type="checkbox"/> Application pending	<b>C</b> Name of organization <b>THE NEXT DOOR, INC.</b>		<b>D</b> Employer identification number <b>43-2001774</b>
	Doing business as		<b>E</b> Telephone number <b>615-251-8805</b>
	Number and street (or P.O. box if mail is not delivered to street address)	Room/suite	<b>G</b> Gross receipts \$ <b>6,209,228.</b>
	402 2ND AVENUE N.		<b>H(a)</b> Is this a group return for subordinates? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <b>H(b)</b> Are all subordinates included? <input type="checkbox"/> Yes <input type="checkbox"/> No If "No," attach a list. (see instructions)
City or town, state or province, country, and ZIP or foreign postal code <b>NASHVILLE, TN 37203</b>		<b>H(c)</b> Group exemption number ▶	
<b>F</b> Name and address of principal officer: <b>GINGER GAINES</b> <b>SAME AS C ABOVE</b>			
<b>I</b> Tax-exempt status: <input checked="" type="checkbox"/> 501(c)(3) <input type="checkbox"/> 501(c) ( ) (insert no.) <input type="checkbox"/> 4947(a)(1) or <input type="checkbox"/> 527			
<b>J</b> Website: <b>WWW.THENEXTDOOR.ORG</b>			
<b>K</b> Form of organization: <input checked="" type="checkbox"/> Corporation <input type="checkbox"/> Trust <input type="checkbox"/> Association <input type="checkbox"/> Other ▶		<b>L</b> Year of formation: <b>2003</b>	<b>M</b> State of legal domicile: <b>TN</b>

**Part I Summary**

<b>Activities &amp; Governance</b>	<b>1</b> Briefly describe the organization's mission or most significant activities: <b>TO PROVIDE HOUSING AND SUPPORT TO WOMEN WHO ARE REENTERING SOCIETY AFTER SPENDING TIME IN</b>		
	<b>2</b> Check this box <input type="checkbox"/> if the organization discontinued its operations or disposed of more than 25% of its net assets.		
	<b>3</b> Number of voting members of the governing body (Part VI, line 1a)	<b>3</b>	<b>20</b>
	<b>4</b> Number of independent voting members of the governing body (Part VI, line 1b)	<b>4</b>	<b>20</b>
	<b>5</b> Total number of individuals employed in calendar year 2014 (Part V, line 2a)	<b>5</b>	<b>129</b>
	<b>6</b> Total number of volunteers (estimate if necessary)	<b>6</b>	<b>2580</b>
	<b>7a</b> Total unrelated business revenue from Part VIII, column (C), line 12	<b>7a</b>	<b>0.</b>
<b>b</b> Net unrelated business taxable income from Form 990-T, line 34	<b>7b</b>	<b>0.</b>	
<b>Revenue</b>	<b>8</b> Contributions and grants (Part VIII, line 1h)	Prior Year	Current Year
	<b>9</b> Program service revenue (Part VIII, line 2g)	6,002,399.	5,892,783.
	<b>10</b> Investment income (Part VIII, column (A), lines 3, 4, and 7d)	340,373.	292,182.
	<b>11</b> Other revenue (Part VIII, column (A), lines 5, 6d, 8o, 9c, 10c, and 11e)	1,406.	-466,131.
	<b>12</b> Total revenue - add lines 8 through 11 (must equal Part VIII, column (A), line 12)	-20,079.	-24,619.
		6,324,099.	5,694,215.
<b>Expenses</b>	<b>13</b> Grants and similar amounts paid (Part IX, column (A), lines 1-3)	0.	0.
	<b>14</b> Benefits paid to or for members (Part IX, column (A), line 4)	0.	0.
	<b>15</b> Salaries, other compensation, employee benefits (Part IX, column (A), lines 5-10)	2,026,230.	2,485,495.
	<b>16a</b> Professional fundraising fees (Part IX, column (A), line 11e)	19,299.	15,106.
	<b>b</b> Total fundraising expenses (Part IX, column (D), line 25) ▶ <b>300,881.</b>		
	<b>17</b> Other expenses (Part IX, column (A), lines 11a-11d, 11f-24o)	1,416,824.	2,030,431.
<b>18</b> Total expenses. Add lines 13-17 (must equal Part IX, column (A), line 25)	3,462,353.	4,531,032.	
<b>19</b> Revenue less expenses. Subtract line 18 from line 12	2,861,746.	1,163,183.	
<b>Net Assets or Fund Balances</b>	<b>20</b> Total assets (Part X, line 16)	Beginning of Current Year	End of Year
	<b>21</b> Total liabilities (Part X, line 26)	6,546,237.	14,445,568.
	<b>22</b> Net assets or fund balances. Subtract line 21 from line 20	657,210.	7,393,358.
	5,889,027.	7,052,210.	

**Part II Signature Block**

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than officer) is based on all information of which preparer has any knowledge.

<b>Sign Here</b>	<i>Ginger Gaines</i>		6-25-15	
	Signature of officer		Date	
<b>Preparer Use Only</b>	<b>GINGER GAINES, CHIEF OPERATING OFFICER</b>			
	Type or print name and title			
<b>Paid Preparer</b>	Print/Typo preparer's name	Preparer's signature	Date	Check if self-employed <input type="checkbox"/> PTIN <b>P00168898</b>
	<b>RODNEY C. BROWER</b>			
<b>Use Only</b>	Firm's name ▶ <b>CROSSLIN &amp; ASSOCIATES, P.C.</b>	Firm's EIN ▶ <b>62-1336737</b>		
	Firm's address ▶ <b>3803 BEDFORD AVENUE, SUITE 103 NASHVILLE, TN 37215</b>	Phone no. (615) 320-5500		

May the IRS discuss this return with the preparer shown above? (see instructions)  Yes  No

SEE SCHEDULE O FOR ORGANIZATION MISSION STATEMENT CONTINUATION

INTERNAL REVENUE SERVICE  
P. O. BOX 2508  
CINCINNATI, OH 45201

DEPARTMENT OF THE TREASURY

Date:

11/13/03

THE NEXT COOR  
PO BOX 23336  
NASHVILLE, TN 37202-3336

Employer Identification Number:  
43-2001774  
DIN:  
17053349760067  
Contact Person: EDWARD S SCHLAACK ID# 31536  
Contact Telephone Number:  
(877) 829-5500  
Public Charity Status:  
170(b)(1)(A)(vi)

Dear Applicant:

Our letter dated November 18, 2003, stated you would be exempt from Federal income tax under section 501(c)(3) of the Internal Revenue Code, and you would be treated as a public charity, rather than as a private foundation, during an advance ruling period.

Based on the information you submitted, you are classified as a public charity under the Code section listed in the heading of this letter. Since your exempt status was not under consideration, you continue to be classified as an organization exempt from Federal income tax under section 501(c)(3) of the Code.

Publication 557, Tax-Exempt Status for Your Organization, provides detailed information about your rights and responsibilities as an exempt organization. You may request a copy by calling the toll-free number for forms, (800) 829-3676. Information is also available on our Internet Web Site at [www.irs.gov](http://www.irs.gov).

If you have general questions about exempt organizations, please call our toll-free number shown in the heading.

Please keep this letter in your permanent records.

Sincerely yours,



Robert Choi  
Director, Exempt Organizations  
Rulings and Agreements

Letter 1050 (DO/CG)



## Hamilton County Board of Commissioners RESOLUTION

No. 915-29

A RESOLUTION TO AUTHORIZE THE COUNTY MAYOR TO AWARD FIVE (5)-DAYS OF PAID LEAVE FOR THE PURPOSE OF ENCOURAGING ALL HAMILTON COUNTY EMPLOYEES TO PARTICIPATE IN THE UNITED WAY CAMPAIGN THROUGH PAYROLL DEDUCTION.

WHEREAS, Hamilton County Government traditionally participates in the annual United Way campaign to benefit non-profit, community organizations; and,

WHEREAS, payroll deduction is the recommended method to contribute to the United Way and all County employees are encouraged to take advantage of the payroll deduction system for donations; and,

WHEREAS, as an incentive for employees to support the United Way this year, a proposal has been made to award one (1) day of paid leave to each of five (5) Hamilton County employees selected through a random drawing of Hamilton County employee payroll deduction participants; and,

WHEREAS, it is in the best interest of Hamilton County to accept said proposal to encourage participation in the United Way Campaign to benefit the non-profit community organization.

NOW, THEREFORE, BE IT RESOLVED BY THIS COUNTY LEGISLATIVE BODY IN SESSION ASSEMBLED:

That the County Mayor is hereby authorized to award five Hamilton County employees, one day of paid leave each, selected through a random drawing of Hamilton County employee payroll deduction participants to promote participation in the 2015 Hamilton County Government United Way Campaign.

BE IT FURTHER RESOLVED THAT THIS RESOLUTION TAKE EFFECT FROM AND AFTER ITS PASSAGE, THE PUBLIC WELFARE REQUIRING IT.

**CERTIFICATION OF ACTION**

Approved:

Rejected:

---

County Clerk

Approved:

Vetoed:

---

County Mayor

---

September 16, 2015

---

Date



## Hamilton County Board of Commissioners

# RESOLUTION

No. 915-30

A RESOLUTION ADOPTING BY REFERENCE THE UPDATED NATIONAL FLOOD INSURANCE PROGRAM (NFIP), FLOOD INSURANCE RATE MAPS (FIRM) FOR UNINCORPORATED HAMILTON COUNTY, TENNESSEE.

WHEREAS, pursuant to requirements and standards of the NFIP the current FIRM dated November 7, 2002 are superseded and the new maps dated August 14, 2014 named Flood Insurance Study (FIS) and Flood Insurance Rate Map (FIRM), Community 470071, Panel Numbers 47065C0020G, 47065C0040G, 47065C0045G, 47065C0107G, 47065C0109G, 47065C0118G, 7065C0120G, 47065C0130G, 47065C0135G, 47065C0140G, 47065C0145G, 7065C0209G, 47065C0212G, 47065C0213G, 47065C0214G, 47065C0217G, 7065C0218G, 47065C0226G, 47065C0227G, 47065C0228G, 47065C0229G, 7065C0231G, 47065C0235G, 47065C0236G, 47065C0237G, 47065C0239G, 7065C0241G, 47065C0243G, 47065C0245G, 47065C0255G, 47065C0260G, 7065C0264G, 47065C0265G, 47065C0268G, 47065C0270G, 47065C0310G, 7065C0319G, 47065C0326G, 47065C0327G, 47065C0328G, 47065C0336G, 47065C0338G, 47065C0339G, 47065C0356G, 47065C0357G, 47065C0359G, 7065C0367G, 47065C0369G, 47065C0378G, 47065C0379G, 47065C0380G, 47065C0381G, 47065C0384G, 47065C0386G, 47065C0387G, 47065C0388G, 47065C0389G, 47065C0391G, 47065C0392G, 47065C0393G, 47065C0394G, 47065C0425G, 47065C0432G, 47065C0452G, 47065C0505G, and 47065C0510G dated August 14, 2014, along with all supporting technical data, be adopted by reference and made to be a part hereof for enforcement within the unincorporated Hamilton County.

WHEREAS, the adoption of the FIRM panels are required in order to maintain eligibility to participate in the NFIP.

NOW, THEREFORE, BE IT RESOLVED BY THIS COUNTY LEGISLATIVE BODY, IN SESSION ASSEMBLED:

That this Resolution is hereby adopted by reference the updated National Flood Insurance Program (NFIP), Flood Insurance Rate Maps (FIRM) for Unincorporated Hamilton County, Tennessee.

BE IF FURTHER RESOLVED THAT THIS RESOLUTION TAKE EFFECT FROM AND AFTER ITS PASSAGE, THE PUBLIC WELFARE REQUIRING IT.

**CERTIFICATION OF ACTION**

Approved:

Rejected:

\_\_\_\_\_

County Clerk

Approved:

Vetoed:

\_\_\_\_\_

County Mayor

September 16, 2015

\_\_\_\_\_

Date

## **ARTICLE I. STATUTORY AUTHORIZATION, FINDINGS OF FACT, PURPOSE AND OBJECTIVES**

### **Section A. Statutory Authorization**

The Legislature of the State of Tennessee has in Sections 13-7-101 through 13-7-115, Tennessee Code Annotated delegated the responsibility to the county legislative body to adopt regulations designed to promote the public health, safety, and general welfare of its citizenry. Therefore, the Hamilton County, Tennessee, Mayor and County Commissioners, do resolve as follows:

### **Section B. Findings of Fact**

1. The Hamilton County, Tennessee, Mayor and its Legislative Body wish to maintain eligibility in the National Flood Insurance Program (NFIP) and in order to do so must meet the NFIP regulations found in Title 44 of the Code of Federal Regulations (CFR), Ch. 1, Section 60.3.
2. Areas of Hamilton County, Tennessee are subject to periodic inundation which could result in loss of life and property, health and safety hazards, disruption of commerce and governmental services, extraordinary public expenditures for flood protection and relief, and impairment of the tax base, all of which adversely affect the public health, safety and general welfare.
3. Flood losses are caused by the cumulative effect of obstructions in floodplains, causing increases in flood heights and velocities; by uses in flood hazard areas which are vulnerable to floods; or construction which is inadequately elevated, flood proofed, or otherwise unprotected from flood damages.

### **Section C. Statement of Purpose**

It is the purpose of this Resolution to promote the public health, safety and general welfare and to minimize public and private losses due to flood conditions in specific areas. This Resolution is designed to:

1. Restrict or prohibit uses which are vulnerable to flooding or erosion hazards, or which result in damaging increases in erosion, flood heights, or velocities;
2. Require that uses vulnerable to floods, including community facilities, be protected against flood damage at the time of initial construction;
3. Control the alteration of natural floodplains, stream channels, and natural protective barriers which are involved in the accommodation of floodwaters;
4. Control filling, grading, dredging and other development which may increase flood damage or erosion;
5. Prevent or regulate the construction of flood barriers which will unnaturally divert flood waters or which may increase flood hazards to other lands.

### **Section D. Objectives**

The objectives of this Resolution are:

1. To protect human life, health, safety and property;

2. To minimize expenditure of public funds for costly flood control projects;
3. To minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public;
4. To minimize prolonged business interruptions;
5. To minimize damage to public facilities and utilities such as water and gas mains, electric, telephone and sewer lines, streets and bridges located in flood prone areas;
6. To help maintain a stable tax base by providing for the sound use and development of flood prone areas to minimize blight in flood areas;
7. To ensure that potential homebuyers are notified that property is in a flood prone area;
8. To maintain eligibility for participation in the NFIP.

**Section E. Application**

This Resolution shall apply to all areas within the unincorporated area of Hamilton County, Tennessee.

**ARTICLE II DEFINITIONS**

Unless specifically defined below, words or phrases used in this Resolution shall be interpreted as to give them the meaning they have in common usage and to give this Resolution its most reasonable application given its stated purpose and objectives.

**"Accessory Structure"** means a subordinate structure to the principal structure on the same lot and, for the purpose of this Resolution, shall conform to the following:

1. Accessory structures shall only be used for parking of vehicles and storage.
2. Accessory structures shall be designed to have low flood damage potential.
3. Accessory structures shall be constructed and placed on the building site so as to offer the minimum resistance to the flow of floodwaters.
4. Accessory structures shall be firmly anchored to prevent flotation, collapse, and lateral movement, which otherwise may result in damage to other structures.
5. Utilities and service facilities such as electrical and heating equipment shall be elevated or otherwise protected from intrusion of floodwaters.

**"Addition (to an existing building)"** means any walled and roofed expansion to the perimeter or height of a building.

**"Appeal"** means a request for a review of the local enforcement officer's interpretation of any provision of this Resolution or a request for a variance.

**"Area of Shallow Flooding"** means a designated AO or AH Zone on a community's Flood Insurance Rate Map (FIRM) with one percent or greater annual chance of flooding to an average depth of one to three feet where a clearly defined channel does not exist, where the path of flooding is unpredictable and indeterminate; and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

**"Area of Special Flood-related Erosion Hazard"** is the land within a community which is most likely to be subject to severe flood-related erosion losses. The area may be designated as Zone E on the Flood Hazard Boundary Map (FHBM) after the detailed evaluation of the special flood-related erosion hazard area in preparation for publication of the FIRM, Zone E may be further refined.

**"Area of Special Flood Hazard"** see **"Special Flood Hazard Area"**.

**"Base Flood"** means the flood having a one percent chance of being equaled or exceeded in any given year. This term is also referred to as the 100-year flood or the one (1)-percent annual chance flood.

**"Basement"** means any portion of a building having its floor subgrade (below ground level) on all sides.

**"Building"** see **"Structure"**.

**"Development"** means any man-made change to improved or unimproved real estate, including, but not limited to, buildings or other structures, mining, dredging, filling, grading, paving, excavating, drilling operations, or storage of equipment or materials.

**"Elevated Building"** means a non-basement building built to have the lowest floor of the lowest enclosed area elevated above the ground level by means of solid foundation perimeter walls with openings sufficient to facilitate the unimpeded movement of floodwater, pilings, columns, piers, or shear walls adequately anchored so as not to impair the structural integrity of the building during a base flood event.

**"Emergency Flood Insurance Program"** or **"Emergency Program"** means the program as implemented on an emergency basis in accordance with Section 1336 of the Act. It is intended as a program to provide a first layer amount of insurance on all insurable structures before the effective date of the initial FIRM.

**"Erosion"** means the process of the gradual wearing away of land masses. This peril is not "per se" covered under the Program.

**"Exception"** means a waiver from the provisions of this Resolution which relieves the applicant from the requirements of a rule, regulation, order or other determination made or issued pursuant to this Resolution.

**"Existing Construction"** means any structure for which the "start of construction" commenced before the effective date of the initial floodplain management code or resolution adopted by the community as a basis for that community's participation in the NFIP.

**"Existing Manufactured Home Park or Subdivision"** means a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including, at a minimum, the installation of utilities, the construction of streets, final site grading or the pouring of concrete pads) is completed before the

effective date of the first floodplain management code or resolution adopted by the community as a basis for that community's participation in the NFIP.

**"Existing Structures"** see **"Existing Construction"**.

**"Expansion to an Existing Manufactured Home Park or Subdivision"** means the preparation of additional sites by the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads).

**"Flood" or "Flooding"** means a general and temporary condition of partial or complete inundation of normally dry land areas from:

1. The overflow of inland or tidal waters.
2. The unusual and rapid accumulation or runoff of surface waters from any source.

**"Flood Elevation Determination"** means a determination by the Federal Emergency Management Agency (FEMA) of the water surface elevations of the base flood, that is, the flood level that has a one percent or greater chance of occurrence in any given year.

**"Flood Elevation Study"** means an examination, evaluation and determination of flood hazards and, if appropriate, corresponding water surface elevations, or an examination, evaluation and determination of mudslide (i.e., mudflow) or flood-related erosion hazards.

**"Flood Hazard Boundary Map (FHBM)"** means an official map of a community, issued by FEMA, where the boundaries of areas of special flood hazard have been designated as Zone A.

**"Flood Insurance Rate Map (FIRM)"** means an official map of a community, issued by FEMA, delineating the areas of special flood hazard or the risk premium zones applicable to the community.

**"Flood Insurance Study"** is the official report provided by FEMA, evaluating flood hazards and containing flood profiles and water surface elevation of the base flood.

**"Floodplain" or "Floodprone Area"** means any land area susceptible to being inundated by water from any source (see definition of "flooding").

**"Floodplain Management"** means the operation of an overall program of corrective and preventive measures for reducing flood damage, including but not limited to emergency preparedness plans, flood control works and floodplain management regulations.

**"Flood Protection System"** means those physical structural works for which funds have been authorized, appropriated, and expended and which have been constructed specifically to modify flooding in order to reduce the extent of the area within a community subject to a "special flood hazard" and the extent of the depths of associated flooding. Such a system typically includes hurricane tidal barriers, dams, reservoirs, levees or dikes. These specialized flood modifying works are those constructed in conformance with sound engineering standards.

**"Floodproofing"** means any combination of structural and nonstructural additions, changes, or adjustments to structures which reduce or eliminate flood damage to real estate or improved real property, water and sanitary facilities and structures and their contents.

**"Flood-related Erosion"** means the collapse or subsidence of land along the shore of a lake or other body of water as a result of undermining caused by waves or currents of water exceeding anticipated cyclical levels or suddenly caused by an unusually high water level in a natural body of water, accompanied by a severe storm, or by an unanticipated force of nature, such as a flash flood, or by some similarly unusual and unforeseeable event which results in flooding.

**"Flood-related Erosion Area"** or **"Flood-related Erosion Prone Area"** means a land area adjoining the shore of a lake or other body of water, which due to the composition of the shoreline or bank and high water levels or wind-driven currents, is likely to suffer flood-related erosion damage.

**"Flood-related Erosion Area Management"** means the operation of an overall program of corrective and preventive measures for reducing flood-related erosion damage, including but not limited to emergency preparedness plans, flood-related erosion control works and floodplain management regulations.

**"Floodway"** means the channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than a designated height.

**"Freeboard"** means a factor of safety usually expressed in feet above a flood level for purposes of floodplain management. "Freeboard" tends to compensate for the many unknown factors that could contribute to flood heights greater than the height calculated for a selected size flood and floodway conditions, such as wave action, blockage of bridge or culvert openings, and the hydrological effect of urbanization of the watershed.

**"Functionally Dependent Use"** means a use which cannot perform its intended purpose unless it is located or carried out in close proximity to water. The term includes only docking facilities, port facilities that are necessary for the loading and unloading of cargo or passengers, and ship building and ship repair facilities, but does not include long-term storage or related manufacturing facilities.

**"Highest Adjacent Grade"** means the highest natural elevation of the ground surface, prior to construction, adjacent to the proposed walls of a structure.

**"Historic Structure"** means any structure that is:

1. Listed individually in the National Register of Historic Places (a listing maintained by the U.S. Department of Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;
2. Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;
3. Individually listed on the Tennessee inventory of historic places and determined as eligible by states with historic preservation programs which have been approved by the Secretary of the Interior; or
4. Individually listed on the Hamilton County, Tennessee inventory of historic places and determined as eligible by communities with historic preservation programs that have been certified either:

- a. By the approved Tennessee program as determined by the Secretary of the Interior or
- b. Directly by the Secretary of the Interior.

**"Levee"** means a man-made structure, usually an earthen embankment, designed and constructed in accordance with sound engineering practices to contain, control or divert the flow of water so as to provide protection from temporary flooding.

**"Levee System"** means a flood protection system which consists of a levee, or levees, and associated structures, such as closure and drainage devices, which are constructed and operated in accordance with sound engineering practices.

**"Lowest Floor"** means the lowest floor of the lowest enclosed area, including a basement. An unfinished or flood resistant enclosure used solely for parking of vehicles, building access or storage in an area other than a basement area is not considered a building's lowest floor; provided, that such enclosure is not built so as to render the structure in violation of the applicable non-elevation design requirements of this Resolution.

**"Manufactured Home"** means a structure, transportable in one or more sections, which is built on a permanent chassis and designed for use with or without a permanent foundation when attached to the required utilities. The term "Manufactured Home" does not include a "Recreational Vehicle".

**"Manufactured Home Park or Subdivision"** means a parcel (or contiguous parcels) of land divided into two or more manufactured home lots for rent or sale.

**"Map"** means the Flood Hazard Boundary Map (FHBM) or the Flood Insurance Rate Map (FIRM) for a community issued by FEMA.

**"Mean Sea Level"** means the average height of the sea for all stages of the tide. It is used as a reference for establishing various elevations within the floodplain. For the purposes of this Resolution, the term is synonymous with the National Geodetic Vertical Datum (NGVD) of 1929, the North American Vertical Datum (NAVD) of 1988, or other datum, to which Base Flood Elevations shown on a community's Flood Insurance Rate Map are referenced.

**"National Geodetic Vertical Datum (NGVD)"** means, as corrected in 1929, a vertical control used as a reference for establishing varying elevations within the floodplain.

**"New Construction"** means any structure for which the "start of construction" commenced on or after the effective date of the initial floodplain management Resolution and includes any subsequent improvements to such structure.

**"New Manufactured Home Park or Subdivision"** means a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed on or after the effective date of this resolution or the effective date of the initial floodplain management resolution and includes any subsequent improvements to such structure.

**"North American Vertical Datum (NAVD)"** means, as corrected in 1988, a vertical control used as a reference for establishing varying elevations within the floodplain.

**"100-year Flood"** see **"Base Flood"**.

**"Person"** includes any individual or group of individuals, corporation, partnership, association, or any other entity, including State and local governments and agencies.

**"Reasonably Safe from Flooding"** means base flood waters will not inundate the land or damage structures to be removed from the Special Flood Hazard Area and that any subsurface waters related to the base flood will not damage existing or proposed structures.

**"Recreational Vehicle"** means a vehicle which is:

1. Built on a single chassis;
2. 400 square feet or less when measured at the largest horizontal projection;
3. Designed to be self-propelled or permanently towable by a light duty truck;
4. Designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational, camping, travel, or seasonal use.

**"Regulatory Floodway"** means the channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than a designated height.

**"Riverine"** means relating to, formed by, or resembling a river (including tributaries), stream, brook, etc.

**"Special Flood Hazard Area"** is the land in the floodplain within a community subject to a one percent or greater chance of flooding in any given year. The area may be designated as Zone A on the FHBM. After detailed ratemaking has been completed in preparation for publication of the FIRM, Zone A usually is refined into Zones A, AO, AH, A1-30, AE or A99.

**"Special Hazard Area"** means an area having special flood, mudslide (i.e., mudflow) and/or flood-related erosion hazards, and shown on an FHBM or FIRM as Zone A, AO, A1-30, AE, A99, or AH.

**"Start of Construction"** includes substantial improvement, and means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition, placement, or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a structure (including a manufactured home) on a site, such as the pouring of slabs or footings, the installation of piles, the construction of columns, or any work beyond the stage of excavation; and includes the placement of a manufactured home on a foundation. Permanent construction does not include initial land preparation, such as clearing, grading and filling; nor does it include the installation of streets and/or walkways; nor does it include excavation for a basement, footings, piers, or foundations or the erection of temporary forms; nor does it include the installation on the property of accessory buildings, such as garages or sheds, not occupied as dwelling units or not part of the main structure. For a substantial improvement, the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

**"State Coordinating Agency"** the Tennessee Department of Economic and Community Development, as designated by the Governor of the State of Tennessee at the request of FEMA to assist in the implementation of the NFIP for the State.

**"Structure"** for purposes of this Resolution, means a walled and roofed building, including a gas or liquid storage tank, which is principally above ground, as well as a manufactured home.

**"Substantial Damage"** means damage of any origin sustained by a structure whereby the cost of restoring the structure to it's before damaged condition would equal or exceed fifty percent (50%) of the market value of the structure before the damage occurred.

**"Substantial Improvement"** means any reconstruction, rehabilitation, addition, alteration or other improvement of a structure in which the cost equals or exceeds fifty percent (50%) of the market value of the structure before the "start of construction" of the initial improvement. This term includes structures which have incurred "substantial damage", regardless of the actual repair work performed. The market value of the structure should be (1) the appraised value of the structure prior to the start of the initial improvement, or (2) in the case of substantial damage, the value of the structure prior to the damage occurring.

The term does not, however, include either: (1) Any project for improvement of a structure to correct existing violations of State or local health, sanitary, or safety code specifications which have been pre-identified by the local code enforcement official and which are the minimum necessary to assure safe living conditions and not solely triggered by an improvement or repair project or; (2) Any alteration of a "historic structure", provided that the alteration will not preclude the structure's continued designation as a "historic structure".

**"Substantially Improved Existing Manufactured Home Parks or Subdivisions"** is where the repair, reconstruction, rehabilitation or improvement of the streets, utilities and pads equals or exceeds fifty percent (50%) of the value of the streets, utilities and pads before the repair, reconstruction or improvement commenced.

**"Variance"** is a grant of relief from the requirements of this Resolution.

**"Violation"** means the failure of a structure or other development to be fully compliant with the community's floodplain management regulations. A structure or other development without the elevation certificate, other certification, or other evidence of compliance required in this Resolution is presumed to be in violation until such time as that documentation is provided.

**"Water Surface Elevation"** means the height, in relation to the National Geodetic Vertical Datum (NGVD) of 1929, the North American Vertical Datum (NAVD) of 1988, or other datum, where specified, of floods of various magnitudes and frequencies in the floodplains of riverine areas.

### **ARTICLE III GENERAL PROVISIONS**

#### **Section A. Requirement for Development Permit**

A development permit shall be required in conformity with this Resolution prior to the commencement of any development activities.

#### **Section B. Compliance**

No land, structure or use shall hereafter be located, extended, converted or structurally altered without full compliance with the terms of this Resolution and other applicable regulations.

**Section C. Abrogation and Greater Restrictions**

This Resolution is not intended to repeal, abrogate, or impair any existing easements, covenants or deed restrictions. However, where this Resolution conflicts or overlaps with another regulatory instrument, whichever imposes the more stringent restrictions shall prevail.

**Section D. Interpretation**

In the interpretation and application of this Resolution, all provisions shall be: (1) considered as minimum requirements; (2) liberally construed in favor of the governing body and; (3) deemed neither to limit nor repeal any other powers granted under Tennessee statutes.

**Section E. Warning and Disclaimer of Liability**

The degree of flood protection required by this Resolution is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. Larger floods can and will occur on rare occasions. Flood heights may be increased by man-made or natural causes. This Resolution does not imply that land outside the Areas of Special Flood Hazard or uses permitted within such areas will be free from flooding or flood damages. This Resolution shall not create liability on the part of Hamilton County, Tennessee or by any officer or employee thereof for any flood damages that result from reliance on this Resolution or any administrative decision lawfully made hereunder.

**Section F. Penalties for Violation**

Violation of the provisions of this Resolution or failure to comply with any of its requirements, including violation of conditions and safeguards established in connection with grants of variance shall constitute a misdemeanor punishable as other misdemeanors as provided by law. Any person who violates this resolution or fails to comply with any of its requirements shall, upon adjudication therefore, be fined as prescribed by Tennessee statutes, and in addition, shall pay all costs and expenses involved in the case each day such violation continues shall be considered a separate offense. Nothing herein contained shall prevent Hamilton County, Tennessee from taking such other lawful actions to prevent or remedy any violation.

**ARTICLE IV ADMINISTRATION**

**Section A. Designation of Resolution Administrator**

The **Director of Building Inspection** is hereby appointed as the Administrator to implement the provisions of this Resolution.

**Section B. Permit Procedures**

Application for a development permit shall be made to the Administrator on forms furnished by the community prior to any development activities. The development permit may include, but is not limited to the following: plans in duplicate drawn to scale and showing the nature, location, dimensions, and elevations of the area in question; existing or proposed structures, earthen fill placement, storage of materials or equipment, and drainage facilities. Specifically, the following information is required:

1. Application stage

- a. Elevation in relation to mean sea level of the proposed lowest floor, including basement, of all buildings where Base Flood Elevations are available, or to certain height above the highest adjacent grade when applicable under this Resolution.
- b. Elevation in relation to mean sea level to which any non-residential building will be flood proofed where Base Flood Elevations are available, or to certain height above the highest adjacent grade when applicable under this Resolution.
- c. A FEMA Flood proofing Certificate from a Tennessee registered professional engineer or architect that the proposed non-residential flood proofed building will meet the flood proofing criteria in Article V, Sections A and B.
- d. Description of the extent to which any watercourse will be altered or relocated as a result of proposed development.

2. Construction Stage

Within AE Zones, where Base Flood Elevation data is available, any lowest floor certification made relative to mean sea level shall be prepared by or under the direct supervision of, a Tennessee registered land surveyor and certified by same. The Administrator shall record the elevation of the lowest floor on the development permit. When flood proofing is utilized for a non-residential building, said certification shall be prepared by, or under the direct supervision of, a Tennessee registered professional engineer or architect and certified by same.

Within approximate A Zones, where Base Flood Elevation data is not available, the elevation of the lowest floor shall be determined as the measurement of the lowest floor of the building relative to the highest adjacent grade. The Administrator shall record the elevation of the lowest floor on the development permit. When flood proofing is utilized for a non-residential building, said certification shall be prepared by, or under the direct supervision of, a Tennessee registered professional engineer or architect and certified by same.

For all new construction and substantial improvements, the permit holder shall provide to the Administrator an as-built certification of the lowest floor elevation or flood proofing level upon the completion of the lowest floor or flood proofing.

Any work undertaken prior to submission of the certification shall be at the permit holder's risk. The Administrator shall review the above-referenced certification data. Deficiencies detected by such review shall be corrected by the permit holder immediately and prior to further work being allowed to proceed. Failure to submit the certification or failure to make said corrections required hereby shall be cause to issue a stop-work order for the project.

**Section C. Duties and Responsibilities of the Administrator**

Duties of the Administrator shall include, but not be limited to, the following:

1. Review all development permits to assure that the permit requirements of this Resolution have been satisfied, and that proposed building sites will be reasonably safe from flooding.
2. Review proposed development to assure that all necessary permits have been received from those governmental agencies from which approval is required by Federal or State law, including Section 404 of the Federal Water Pollution Control Act Amendments of 1972, 33 U.S.C. 1334.
3. Notify adjacent communities and the Tennessee Department of Economic and Community Development, Local Planning Assistance Office, prior to any alteration or relocation of a watercourse and submit evidence of such notification to FEMA.
4. For any altered or relocated watercourse, submit engineering data/analysis within six (6) months to FEMA to ensure accuracy of community FIRM's through the Letter of Map Revision process.
5. Assure that the flood carrying capacity within an altered or relocated portion of any watercourse is maintained.
6. Record the elevation, in relation to mean sea level or the highest adjacent grade, where applicable, of the lowest floor (including basement) of all new and substantially improved buildings, in accordance with Article IV, Section B.
7. Record the actual elevation, in relation to mean sea level or the highest adjacent grade, where applicable to which the new and substantially improved buildings have been floodproofed, in accordance with Article IV, Section B.
8. When floodproofing is utilized for a nonresidential structure, obtain certification of design criteria from a Tennessee registered professional engineer or architect, in accordance with Article IV, Section B.
9. Where interpretation is needed as to the exact location of boundaries of the Areas of Special Flood Hazard (for example, where there appears to be a conflict between a mapped boundary and actual field conditions), make the necessary interpretation. Any person contesting the location of the boundary shall be given a reasonable opportunity to appeal the interpretation as provided in this Resolution.
10. When Base Flood Elevation data and floodway data have not been provided by FEMA, obtain, review, and reasonably utilize any Base Flood Elevation and floodway data available from a Federal, State, or other sources, including data developed as a result of these regulations, as criteria for requiring that new construction, substantial improvements, or other development in Zone A on the Hamilton County, Tennessee FIRM meet the requirements of this Resolution.
11. Maintain all records pertaining to the provisions of this Resolution in the office of the Administrator and shall be open for public inspection. Permits issued under the provisions of this Resolution shall be maintained in a separate file or marked for expedited retrieval within combined files.

## **ARTICLE V. PROVISIONS FOR FLOOD HAZARD REDUCTION**

### **Section A. General Standards**

In all areas of special flood hazard, the following provisions are required:

1. New construction and substantial improvements shall be anchored to prevent flotation, collapse and lateral movement of the structure;
2. Manufactured homes shall be installed using methods and practices that minimize flood damage. They must be elevated and anchored to prevent flotation, collapse and lateral movement. Methods of anchoring may include, but are not limited to, use of over-the-top or frame ties to ground anchors. This requirement is in addition to applicable State of Tennessee and local anchoring requirements for resisting wind forces.
3. New construction and substantial improvements shall be constructed with materials and utility equipment resistant to flood damage;
4. New construction and substantial improvements shall be constructed by methods and practices that minimize flood damage;
5. All electrical, heating, ventilation, plumbing, air conditioning equipment, and other service facilities shall be designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding;
6. New and replacement water supply systems shall be designed to minimize or eliminate infiltration of flood waters into the system;
7. New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into flood waters;
8. On-site waste disposal systems shall be located and constructed to avoid impairment to them or contamination from them during flooding;
9. Any alteration, repair, reconstruction or improvements to a building that is in compliance with the provisions of this Resolution, shall meet the requirements of "new construction" as contained in this Resolution;
10. Any alteration, repair, reconstruction or improvements to a building that is not in compliance with the provision of this Resolution, shall be undertaken only if said non-conformity is not further extended or replaced;
11. All new construction and substantial improvement proposals shall provide copies of all necessary Federal and State permits, including Section 404 of the Federal Water Pollution Control Act amendments of 1972, 33 U.S.C. 1334;
12. All subdivision proposals and other proposed new development proposals shall meet the standards of Article V, Section B;

13. When proposed new construction and substantial improvements are partially located in an area of special flood hazard, the entire structure shall meet the standards for new construction;
14. When proposed new construction and substantial improvements are located in multiple flood hazard risk zones or in a flood hazard risk zone with multiple Base Flood Elevations, the entire structure shall meet the standards for the most hazardous flood hazard risk zone and the highest Base Flood Elevation.

## **Section B. Specific Standards**

In all Areas of Special Flood Hazard, the following provisions, in addition to those set forth in Article V, Section A, are required:

### **1. Residential Structures**

In AE Zones where Base Flood Elevation data is available, new construction and substantial improvement of any residential building (or manufactured home) shall have the lowest floor, including basement, elevated to no lower than one (1) foot above the Base Flood Elevation. Should solid foundation perimeter walls be used to elevate a structure, openings sufficient to facilitate equalization of flood hydrostatic forces on both sides of exterior walls shall be provided in accordance with the standards of this section: "Enclosures".

Within approximate A Zones where Base Flood Elevations have not been established and where alternative data is not available, the administrator shall require the lowest floor of a building to be elevated to a level of at least three (3) feet above the highest adjacent grade (as defined in Article II). Should solid foundation perimeter walls be used to elevate a structure, openings sufficient to facilitate equalization of flood hydrostatic forces on both sides of exterior walls shall be provided in accordance with the standards of this section: Enclosures

### **2. Non-Residential Structures**

In AE Zones, where Base Flood Elevation data is available, new construction and substantial improvement of any commercial, industrial, or non-residential building shall have the lowest floor, including basement, elevated or flood proofed to no lower than one (1) foot above the level of the Base Flood Elevation. Should solid foundation perimeter walls be used to elevate a structure, openings sufficient to facilitate equalization of flood hydrostatic forces on both sides of exterior walls shall be provided in accordance with the standards of this section: Enclosures

In approximate A Zones, where Base Flood Elevations have not been established and where alternative data is not available, new construction and substantial improvement of any commercial, industrial, or non-residential building, shall have the lowest floor, including basement, elevated or flood proofed to no lower than three (3) feet above the highest adjacent grade (as defined in Article II). Should solid foundation perimeter walls be used to elevate a structure, openings sufficient to facilitate equalization of flood hydrostatic forces on both sides of exterior walls shall be provided in accordance with the standards of this section: Enclosures

Non-Residential buildings located in all A Zones may be flood proofed, in lieu of being elevated, provided that all areas of the building below the required elevation are watertight, with walls substantially impermeable to the passage of water, and are built with structural components having the capability of resisting hydrostatic and hydrodynamic loads and the effects of buoyancy. A Tennessee registered professional engineer or architect shall certify that the design and methods of construction are in accordance with accepted standards of practice for meeting the provisions above, and shall provide such certification to the Administrator as set forth in Article IV, Section B.

3. Enclosures

All new construction and substantial improvements that include fully enclosed areas formed by foundation and other exterior walls below the lowest floor that are subject to flooding, shall be designed to preclude finished living space and designed to allow for the entry and exit of flood waters to automatically equalize hydrostatic flood forces on exterior walls.

- a. Designs for complying with this requirement must either be certified by a Tennessee professional engineer or architect or meet or exceed the following minimum criteria.
  - 1) Provide a minimum of two openings having a total net area of not less than one (1) square inch for every square foot of enclosed area subject to flooding;
  - 2) The bottom of all openings shall be no higher than one (1) foot above the finished grade;
  - 3) Openings may be equipped with screens, louvers, valves or other coverings or devices provided they permit the automatic flow of floodwaters in both directions.
- b. The enclosed area shall be the minimum necessary to allow for parking of vehicles, storage or building access.
- c. The interior portion of such enclosed area shall not be finished or partitioned into separate rooms in such a way as to impede the movement of floodwaters and all such partitions shall comply with the provisions of Article V, Section B.

4. Standards for Manufactured Homes and Recreational Vehicles

- a. All manufactured homes placed, or substantially improved, on: (1) individual lots or parcels, (2) in expansions to existing manufactured home parks or subdivisions, or (3) in new or substantially improved manufactured home parks or subdivisions, must meet all the requirements of new construction.
- b. All manufactured homes placed or substantially improved in an existing manufactured home park or subdivision must be elevated so that either:
  - 1) In AE Zones, with Base Flood Elevations, the lowest floor of the manufactured home is elevated on a permanent foundation to no

lower than one (1) foot above the level of the Base Flood Elevation  
or

- 2) In approximate A Zones, without Base Flood Elevations, the manufactured home chassis is elevated and supported by reinforced piers (or other foundation elements of at least equivalent strength) that are at least three (3) feet in height above the highest adjacent grade (as defined in Article II).
- c. Any manufactured home, which has incurred “substantial damage” as the result of a flood, must meet the standards of Article V, Sections A and B.
- d. All manufactured homes must be securely anchored to an adequately anchored foundation system to resist flotation, collapse and lateral movement.
- e. All recreational vehicles placed in an identified Special Flood Hazard Area must either:
  - 1) Be on the site for fewer than 180 consecutive days;
  - 2) Be fully licensed and ready for highway use (a recreational vehicle is ready for highway use if it is licensed, on its wheels or jacking system, attached to the site only by quick disconnect type utilities and security devices, and has no permanently attached structures or additions), or;
  - 3) The recreational vehicle must meet all the requirements for new construction.

5. Standards for Subdivisions and Other Proposed New Development Proposals

Subdivisions and other proposed new developments, including manufactured home parks, shall be reviewed to determine whether such proposals will be reasonably safe from flooding.

- a. All subdivision and other proposed new development proposals shall be consistent with the need to minimize flood damage.
- b. All subdivision and other proposed new development proposals shall have public utilities and facilities such as sewer, gas, electrical and water systems located and constructed to minimize or eliminate flood damage.
- c. All subdivision and other proposed new development proposals shall have adequate drainage provided to reduce exposure to flood hazards.
- d. In all approximate A Zones require that all new subdivision proposals and other proposed developments (including proposals for manufactured home parks and subdivisions) greater than 50 lots or 5 acres, whichever is the lesser, include within such proposals Base Flood Elevation data (See Article V, Section E).

**Section C. Standards for Special Flood Hazard Areas with Established Base Flood Elevations and With Floodways Designated**

Located within the Special Flood Hazard Areas established in Article III, Section B, are areas designated as floodways. A floodway may be an extremely hazardous area due to the velocity of floodwaters, debris or erosion potential. In addition, the area must remain free of encroachment in order to allow for the discharge of the base flood without increased flood heights and velocities. Therefore, the following provisions shall apply:

1. Encroachments are prohibited, including earthen fill material, new construction, substantial improvements or other development within the regulatory floodway. Development may be permitted however, provided it is demonstrated through hydrologic and hydraulic analyses performed in accordance with standard engineering practices that the cumulative effect of the proposed encroachments or new development shall not result in any increase in the water surface elevation of the Base Flood Elevation, velocities, or floodway widths during the occurrence of a base flood discharge at any point within the community. A Tennessee registered professional engineer must provide supporting technical data, using the same methodologies as in the effective Flood Insurance Study for Hamilton County, Tennessee and certification, thereof.
2. New construction and substantial improvements of buildings, where permitted, shall comply with all applicable flood hazard reduction provisions of Article V, Sections A and B.

**Section D. Standards for Areas of Special Flood Hazard Zones AE with Established Base Flood Elevations but Without Floodways Designated**

Located within the Special Flood Hazard Areas established in Article III, Section B, where streams exist with base flood data provided but where no floodways have been designated (Zones AE), the following provisions apply:

1. No encroachments, including fill material, new construction and substantial improvements shall be located within areas of special flood hazard, unless certification by a Tennessee registered professional engineer is provided demonstrating that the cumulative effect of the proposed development, when combined with all other existing and anticipated development, will not increase the water surface elevation of the base flood more than one (1) foot at any point within the community. The engineering certification should be supported by technical data that conforms to standard hydraulic engineering principles.
2. New construction and substantial improvements of buildings, where permitted, shall comply with all applicable flood hazard reduction provisions of Article V, Sections A and B.

**Section E. Standards for Streams without Established Base Flood Elevations and Floodways (A Zones)**

Located within the Special Flood Hazard Areas established in Article III, Section B, where streams exist, but no base flood data has been provided and where a Floodway has not been delineated, the following provisions shall apply:

1. The Administrator shall obtain, review, and reasonably utilize any Base Flood Elevation and floodway data available from any Federal, State, or other sources, including data developed as a result of these regulations (see 2 below), as criteria for requiring that new construction, substantial improvements, or other development in approximate A Zones meet the requirements of Article V, Sections A and B.
2. Require that all new subdivision proposals and other proposed developments (including proposals for manufactured home parks and subdivisions) greater than 50 lots or 5 acres, whichever is the lesser, include within such proposals Base Flood Elevation data.
3. Within approximate A Zones, where Base Flood Elevations have not been established and where such data is not available from other sources, require the lowest floor of a building to be elevated or flood proofed to a level of at least three (3) feet above the highest adjacent grade (as defined in Article II). All applicable data including elevations or flood proofing certifications shall be recorded as set forth in Article IV, Section B. Openings sufficient to facilitate automatic equalization of hydrostatic flood forces on exterior walls shall be provided in accordance with the standards of Article V, Section B.
4. Within approximate A Zones, where Base Flood Elevations have not been established and where such data is not available from other sources, no encroachments, including structures or fill material, shall be located within an area equal to the width of the stream or twenty feet (20), whichever is greater, measured from the top of the stream bank, unless certification by a Tennessee registered professional engineer is provided demonstrating that the cumulative effect of the proposed development, when combined with all other existing and anticipated development, will not increase the water surface elevation of the base flood more than one (1) foot at any point within Hamilton County, Tennessee. The engineering certification should be supported by technical data that conforms to standard hydraulic engineering principles.
5. New construction and substantial improvements of buildings, where permitted, shall comply with all applicable flood hazard reduction provisions of Article V, Sections A and B. Within approximate A Zones, require that those subsections of Article V Section B dealing with the alteration or relocation of a watercourse, assuring watercourse carrying capacities are maintained and manufactured homes provisions are complied with as required.

**Section F. Standards For Areas of Shallow Flooding (AO and AH Zones)**

Located within the Special Flood Hazard Areas established in Article III, Section B, are areas designated as shallow flooding areas. These areas have special flood hazards associated with base flood depths of one (1) to three (3) feet where a clearly defined channel does not exist and where the path of flooding is unpredictable and indeterminate; therefore, the following provisions, in addition to those set forth in Article V, Sections A and B, apply:

1. All new construction and substantial improvements of residential and non-residential buildings shall have the lowest floor, including basement, elevated to at least one (1) foot above as many feet as the depth number specified on the

FIRM's, in feet, above the highest adjacent grade. If no flood depth number is specified on the FIRM, the lowest floor, including basement, shall be elevated to at least three (3) feet above the highest adjacent grade. Openings sufficient to facilitate automatic equalization of hydrostatic flood forces on exterior walls shall be provided in accordance with standards of Article V, Section B.

2. All new construction and substantial improvements of non-residential buildings may be flood proofed in lieu of elevation. The structure together with attendant utility and sanitary facilities must be flood proofed and designed watertight to be completely flood proofed to at least one (1) foot above the flood depth number specified on the FIRM, with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads and the effects of buoyancy. If no depth number is specified on the FIRM, the structure shall be flood proofed to at least three (3) feet above the highest adjacent grade. A Tennessee registered professional engineer or architect shall certify that the design and methods of construction are in accordance with accepted standards of practice for meeting the provisions of this Resolution and shall provide such certification to the Administrator as set forth above and as required in accordance with Article IV, Section B.
3. Adequate drainage paths shall be provided around slopes to guide floodwaters around and away from proposed structures.

#### **Section G. Standards For Areas Protected by Flood Protection System (A-99 Zones)**

Located within the Areas of Special Flood Hazard established in Article III, Section B, are areas of the 100-year floodplain protected by a flood protection system but where Base Flood Elevations have not been determined. Within these areas (A-99 Zones) all provisions of Article IV and Article V shall apply.

#### **Section H. Standards for Unmapped Streams**

Located within Hamilton County, Tennessee, are unmapped streams where areas of special flood hazard are neither indicated nor identified. Adjacent to such streams, the following provisions shall apply:

1. No encroachments including fill material or other development including structures shall be located within an area of at least equal to twice the width of the stream, measured from the top of each stream bank, unless certification by a Tennessee registered professional engineer is provided demonstrating that the cumulative effect of the proposed development, when combined with all other existing and anticipated development, will not increase the water surface elevation of the base flood more than one (1) foot at any point within the locality.
2. When a new flood hazard risk zone, and Base Flood Elevation and floodway data is available, new construction and substantial improvements shall meet the standards established in accordance with Articles IV and V.

## **ARTICLE VI. VARIANCE PROCEDURES**

### **Section A. Hamilton County Board of Zoning Appeals**

#### 1. Authority

The Hamilton County, Tennessee Board of Zoning Appeals shall hear and decide appeals and requests for variances from the requirements of this Resolution.

#### 2. Procedure

Meetings of the Hamilton County Board of Zoning Appeals shall be held at such times, as the Board shall determine. All meetings of the Hamilton County Board of Zoning Appeals shall be open to the public. The Hamilton County Board of Zoning Appeals shall adopt rules of procedure and shall keep records of applications and actions thereof, which shall be a public record. Compensation of the members of the Hamilton County Board of Zoning Appeals shall be set by the Legislative Body.

#### 3. Appeals: How Taken

An appeal to the Hamilton County Board of Zoning Appeals may be taken by any person, firm or corporation aggrieved or by any governmental officer, department, or bureau affected by any decision of the Administrator based in whole or in part upon the provisions of this Resolution. Such appeal shall be taken by filing with the Hamilton County Board of Zoning Appeals a notice of appeal, specifying the grounds thereof. In all cases where an appeal is made by a property owner or other interested party, a fee of **\$50.00** dollars for the cost of publishing a notice of such hearings shall be paid by the appellant. The Administrator shall transmit to the Hamilton County Board of Zoning Appeals all papers constituting the record upon which the appeal action was taken. The Hamilton County Board of Zoning Appeals shall fix a reasonable time for the hearing of the appeal, give public notice thereof, as well as due notice to parties in interest and decide the same within a reasonable time which shall not be more than 10 days from the date of the hearing. At the hearing, any person or party may appear and be heard in person or by agent or by attorney.

#### 4. Powers

The Hamilton County Board of Zoning Appeals shall have the following powers:

##### a. Administrative Review

To hear and decide appeals where it is alleged by the applicant that there is error in any order, requirement, permit, decision, determination, or refusal made by the Administrator or other administrative official in carrying out or enforcement of any provisions of this Resolution.

##### b. Variance Procedures

In the case of a request for a variance the following shall apply:

- 1) The Hamilton County, Tennessee Board of Zoning Appeals shall hear and decide appeals and requests for variances from the requirements of this Resolution.
- 2) Variances may be issued for the repair or rehabilitation of historic structures as defined, herein, upon a determination that the proposed repair or rehabilitation will not preclude the structure's continued designation as a historic structure and the variance is the minimum necessary deviation from the requirements of this Resolution to preserve the historic character and design of the structure.
- 3) In passing upon such applications, the Hamilton County Board of Zoning Appeals shall consider all technical evaluations, all relevant factors, all standards specified in other sections of this Resolution, and:
  - a) The danger that materials may be swept onto other property to the injury of others;
  - b) The danger to life and property due to flooding or erosion;
  - c) The susceptibility of the proposed facility and its contents to flood damage;
  - d) The importance of the services provided by the proposed facility to the community;
  - e) The necessity of the facility to a waterfront location, in the case of a functionally dependent use;
  - f) The availability of alternative locations, not subject to flooding or erosion damage, for the proposed use;
  - g) The relationship of the proposed use to the comprehensive plan and floodplain management program for that area;
  - h) The safety of access to the property in times of flood for ordinary and emergency vehicles;
  - i) The expected heights, velocity, duration, rate of rise and sediment transport of the flood waters and the effects of wave action, if applicable, expected at the site;
  - j) The costs of providing governmental services during and after flood conditions including maintenance and repair of public utilities and facilities such as sewer, gas, electrical, water systems, and streets and bridges.
- 4) Upon consideration of the factors listed above, and the purposes of this Resolution, the Hamilton County Board of Zoning Appeals may attach such conditions to the granting of variances, as it deems necessary to effectuate the purposes of this Resolution.

- 5) Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result.

**Section B. Conditions for Variances**

1. Variances shall be issued upon a determination that the variance is the minimum relief necessary, considering the flood hazard and the factors listed in Article VI, Section A.
2. Variances shall only be issued upon: a showing of good and sufficient cause, a determination that failure to grant the variance would result in exceptional hardship; or a determination that the granting of a variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, create nuisance, cause fraud on or victimization of the public, or conflict with existing local laws or Resolutions.
3. Any applicant to whom a variance is granted shall be given written notice that the issuance of a variance to construct a structure below the Base Flood Elevation will result in increased premium rates for flood insurance (as high as \$25 for \$100) coverage, and that such construction below the Base Flood Elevation increases risks to life and property.
4. The Administrator shall maintain the records of all appeal actions and report any variances to FEMA upon request.

**ARTICLE VII. LEGAL STATUS PROVISIONS**

**Section A. Conflict with Other Resolutions**

In case of conflict between this Resolution or any part thereof, and the whole or part of any existing or future Resolution of Hamilton County, Tennessee, the most restrictive shall in all cases apply.

**Section B. Severability**

If any section, clause, provision, or portion of this Resolution shall be held to be invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, provision, or portion of this Resolution which is not of itself invalid or unconstitutional.



# Hamilton County Board of Commissioners

## RESOLUTION

No. 915-31

### A RESOLUTION APPROVING THE AMENDING OF A CERTAIN PAYMENT IN LIEU OF TAXES (“PILOT”) AGREEMENT WITH ALSTOM POWER, INC.

**WHEREAS,** by Resolution No. 608-44, this county legislative body expressed its approval of a certain Payment In Lieu Of Taxes (“PILOT”) Agreement which was entered into on or about March 30, 2008, among Hamilton County, Tennessee, the City of Chattanooga, the Industrial Development Board for the City of Chattanooga, Tennessee, and Alstom Power, Inc.; and

**WHEREAS,** certain changes to said PILOT Agreement as reflected in the attached Letter of Agreement have been negotiated among said parties to properly reflect the current status of Alstom as compared to the terms and conditions required pursuant to said PILOT Agreement; and

**WHEREAS,** this county legislative body feels that said amendment is in the best interest of the citizens of Hamilton County, and should therefore be approved.

### NOW, THEREFORE, BE IT RESOLVED BY THIS COUNTY LEGISLATIVE BODY IN SESSION ASSEMBLED:

That the Letter of Agreement attached hereto reflecting certain modifications to that certain Payment In Lieu of Taxes (“PILOT”) Agreement as was entered into among Hamilton County, Tennessee, the City of Chattanooga, the

Industrial Development Board for the City of Chattanooga, Tennessee, and Alstom Power, Inc., on or about March 30, 2008, be approved.

**BE IT FURTHER RESOLVED THAT THIS RESOLUTION TAKE EFFECT FROM AND AFTER ITS PASSAGE, THE PUBLIC WELFARE REQUIRING IT.**

**CERTIFICATION OF ACTION**

Approved:

Rejected:

\_\_\_\_\_

County Clerk

Approved:

Vetoed:

\_\_\_\_\_

County Mayor

September 16, 2015

\_\_\_\_\_

Date

July 8, 2015

Thomas J. Kehoe,  
General Counsel TSUS  
Alstom Power Inc.  
200 Great Pond Drive  
P. O. Box 500  
Windsor, CT 06095

RE: PILOT Agreement

Dear Mr. Kehoe:

This letter agreement ("Agreement") establishes and memorializes agreed upon terms Alstom Power Inc., a Delaware corporation ("Alstom"); Alstom Power Turbomachines LLC, a Delaware limited liability company ("Turbomachines" and, together with Alstom, the "Companies"); the City of Chattanooga, Tennessee (the "City"); and Hamilton County, Tennessee (the "County") (collectively the "Parties") regarding that certain PILOT Agreement executed on March 30, 2008 ("PILOT").

The Parties desire to enter into this Agreement to affirm the Parties' intent to work together to support the mission, goals, and initiatives of the PILOT Agreement. The Parties acknowledge that the Companies exceeded the capital investment targets set forth in the Pilot Agreement by 37%. With this in mind, the parties agree in principle to the following:

1. The tax abatement set forth in Section 8 of the PILOT shall be amended, and the tax abatement for the 2015 tax shall be adjusted to the following:

Companies shall adjust the tax payment on the property under the Lease Agreement of the total PILOT so that the In Lieu Payments shall be equal to what shall be a total effective tax rate of fifty percent (50%) of what is assessed and due to the City and the County. This amount will be inclusive of the ad valorem taxes currently dedicated to the County school fund.

*Using the 2014 assessment as an example only, the total amount due for taxes for both the County and City was \$3,012,722, of which \$879,715 was designated for and paid to Hamilton County Schools leaving \$2,133,007 unpaid to the City (\$1,370,930) and County (\$762,077). Based on the new effective tax rate of fifty percent (50%), the Company would have paid the City approximately thirty percent (30%) of the unpaid \$1,370,930 and would have paid approximately thirty percent (30%) of the unpaid \$762,077 due the County.*

Companies shall collectively make an advanced payment of Two Hundred Fifty Thousand Dollars (\$250,000.00) to the City and County not later than October 5, 2015 to be towards the tax payment coming due in February 2016. The Parties agree that the effective rate provided in this section of the Agreement shall remain in effect throughout the initial term of the PILOT.

2. If Turbomachines hires persons such that the number of jobs exceeds fifty percent (50%) of the target amount agreed upon in the PILOT, the Parties agree to reconsider the tax abatement. Such reconsideration could include the adjustment of the tax abatement such that the abatement is increased based on the percentage of employees hired that exceeds fifty percent (50%). Any adjustment of the tax abatement must be mutually agreed upon and evidenced in writing. This exception shall not apply to tax year 2015.

3. The Parties, or their successors, agree to convene no later than March 15, 2016 to review the status of the PILOT Agreement.

4. By signing this Agreement or any more definitive agreement as required by the PILOT Agreement, neither Party admits to any wrongdoing, fault or liability of any kind. This Agreement does not constitute an admission by Companies of any breach of the obligations under the PILOT. By this Agreement, the City and County fully and forever release and settle any and all claims, charges, damages, liabilities, obligations and the like of any and every nature whatsoever related to the PILOT Agreement, including those relating to payment of ad valorem taxes from the date of its inception through and including tax year 2015 (upon receipt by City and County of payment set forth herein), they have or may have had against the Companies. Except as specifically set forth herein, the PILOT Agreement remains in full force and effect according to the terms and conditions set forth therein.

5. The Parties acknowledge that this Agreement is subject to approval by the Chattanooga City Council, the Hamilton County Board of Commissioners, and the City of Chattanooga Industrial Development Board.

Please acknowledge your agreement to the terms set forth in this Agreement by signing where indicated below and returning a counterpart to the City and County.

The foregoing terms of this letter agreement are hereby accepted this \_\_\_\_\_ day of July, 2015.

Sincerely,

WADE A. HINTON  
*City Attorney*

RHUEBIN M. TAYLOR  
*County Attorney*

*(signatures continued on following page)*

**ALSTOM POWER INC., a Delaware corporation**

**By:** \_\_\_\_\_

**Printed Name:** \_\_\_\_\_

**Title:** \_\_\_\_\_

**Alstom Turbomachines LLC, a Delaware limited liability company**

**By:** \_\_\_\_\_

**Printed Name:** \_\_\_\_\_

**Title:** \_\_\_\_\_



## Hamilton County Board of Commissioners RESOLUTION

No. 915-32

A RESOLUTION AUTHORIZING THE COUNTY MAYOR TO SIGN AN AGREEMENT IN THE AMOUNT OF \$32,600 WITH THE SCENIC CITIES BEAUTIFUL COMMISSION TO PROVIDE LITTER PREVENTION EDUCATION SERVICES WITH A CONTRACT PERIOD BEGINNING JULY 01, 2015 AND ENDING JUNE 30, 2016.

WHEREAS, Hamilton County has been awarded a grant from the Tennessee Department of Transportation (TDOT) for the prevention and collection litter and trash; and,

WHEREAS, TDOT requires the County to designate \$32,600 of said grant funds toward litter prevention education; and,

WHEREAS, certain technical services are required to perform and administer a litter prevention education program; and,

WHEREAS, the Scenic Cities Beautiful Commission (SCBC) is capable of providing such technical support and has been approved by TDOT; and,

WHEREAS, SCBC has agreed to provide these services at a cost not to exceed \$32,600;

NOW, THEREFORE BE IT RESOLVED BY THIS COUNTY LEGISLATIVE BODY IN SESSION ASSEMBLED:

The County Mayor is hereby authorized to execute an agreement (copy available upon request) with the Scenic Cities Beautiful Commission upon the terms and conditions contained therein for an amount not to exceed \$32,600 to provide litter prevention education services with a contract period beginning July 01, 2015 and ending June 30, 2016.

BE IT FURTHER RESOLVED THAT THIS RESOLUTION TAKE EFFECT  
AT AND FROM ITS PASSAGE, THE PUBLIC WELFARE REQUIRING IT.

**CERTIFICATION OF ACTION**

Approved:

Rejected:

\_\_\_\_\_

County Clerk

Approved:

Vetoed:

\_\_\_\_\_

County Mayor

September 16, 2015

\_\_\_\_\_

Date

AGREEMENT BETWEEN  
HAMILTON COUNTY GOVERNMENT AND  
SCENIC CITIES BEAUTIFUL COMMISSION

**TO PROVIDE LITTER PREVENTION  
EDUCATION SERVICES**

THIS AGREEMENT, entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2015, by and between Hamilton County Government (hereinafter referred to as the "COUNTY") and Scenic Cities Beautiful Commission (hereinafter referred to as "SCBC"), WITNESSETH:

WHEREAS, the COUNTY desires to engage SCBC to render certain technical or professional administrative services in connection with the Litter Prevention Education Project (hereinafter referred to as the "PROJECT"), being financed by grant funds received under the Tennessee Department of Transportation's Litter Removal Activities on State Highways Program.

NOW, THEREFORE, the parties hereto do mutually agree as follows:

- I. The COUNTY hereby agrees to engage SCBC and SCBC hereby agrees to perform technical/professional services in connection with litter prevention education as set forth below and contained in this agreement. SCBC agrees to focus litter prevention education efforts toward the public, media, students, government and business sections of the Hamilton County community through the following activities:
  - A. **COMMUNITY CLEANUPS AND IMPROVEMENTS**

Organize and promote the removal of litter in the community.
  - B. **RECYCLING AND WASTE REDUCTION**
    1. Assist in organization and promotion of a countywide recycling program in conjunction with Hamilton County, private and parochial schools, Orange Grove Recycle Center, Recycle Center/Signal Mountain, Hamilton County's Recycling Program and the City of Chattanooga's Curbside Recycling Program.
    2. Oversee countywide "Telephone Book Recycling Program" and America Recycles Day in cooperation with local Orange Grove Recycle Center, Allied Waste, the Real Yellow Pages, AT&T, Signal Mountain Recycling Center, the City of Chattanooga and Hamilton County Government

C. PUBLIC EDUCATION

1. Oversee Stop Litter Hotline Program in partnership with the Sierra Club Cherokee Group, Chattanooga-Hamilton County Public Library, Chattanooga Association of Realtors, Tennessee Highway Patrol-Litter Control Officer and other local businesses.
  2. Maintain various litter education programs in conjunction with Keep Tennessee Beautiful and Keep America Beautiful, Inc.
  3. Update traveling exhibit to be used at various community events, local schools, civic and community clubs, the annual County Fair and other public forums.
  4. Produce and publish litter and recycle information and brochures as needed to be distributed throughout the Hamilton County area.
  5. Publish and distribute litter and recycle newsletter throughout Hamilton County.
- II. This AGREEMENT will cover the period July 1, 2015, to June 30, 2016, and will become effective upon signatures by the Hamilton County Mayor and the Director of SCBC.
- III. SCBC will not exceed the budgeted amount of \$32,600.
- IV. SCBC shall maintain documentation of all expenditures under this AGREEMENT and shall report such expenditures to the Manager of the Hamilton County Courts Community Service Program. The COUNTY will provide compensation to SCBC on a monthly basis upon receipt and approval of documented expenses.
- V. In carrying out this AGREEMENT, SCBC agrees that no person on the grounds of handicap, age, race, color, religion, sex, or national origin, or any other classification protected by Federal and/or Tennessee constitutional and/or statutory law shall be excluded from participation in, or denied benefits of, or be otherwise subjected to discrimination in the performance of this AGREEMENT or in the employment practices of SCBC.

VI. If through any cause, SCBC shall fail to fulfill in a timely and proper manner its obligation under this AGREEMENT, the COUNTY shall thereupon have the right to terminate this AGREEMENT by giving written notice to SCBC of such termination and specifying the effective date thereof, at least thirty (30) days before the effective date of such termination. In that event, SCBC shall be entitled to receive just and equitable compensation for any satisfactory work completed.

*Jeanette Eaglesbach*

Jeanette Eaglesbach  
Scenic Cities Beautiful Commission

\_\_\_\_\_  
Jim Coppinger, County Mayor  
Hamilton County Government

*01/24/15*

Date

\_\_\_\_\_  
Date



# Hamilton County Board of Commissioners

## RESOLUTION

No. 915-33

A RESOLUTION ACCEPTING THE BIDS OF HENRY SCHEIN, INC., MIDWEST MEDICAL SUPPLY COMPANY, LLC (MMS), SCIENTIFIC SALES, INC. AND QUADMED FOR ONE (1) YEAR CONTRACT PRICING, BEGINNING SEPTEMBER 16, 2015, THROUGH SEPTEMBER 15, 2016, FOR EMS/HI-RISK MEDICAL GLOVES AND BLOODBORNE PATHOGEN PERSONAL PROTECTION EQUIPMENT FOR EMERGENCY MEDICAL SERVICES AND AUTHORIZING THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.

WHEREAS, bids were received in response to public advertisement for contract unit pricing for medical gloves and bloodborne pathogen personal protection equipment for Emergency Medical Services; and,

WHEREAS, the bids from Henry Schein, Inc., Midwest Medical Supply, LLC (MMS), Scientific Sales, Inc., and Quadmed were considered to be the lowest and best bids received; and,

WHEREAS, there are sufficient previously budgeted funds available (for projects funded through the operating budget) and sufficient allocated funds available to the requisitioning department from bond proceeds (for projects funded from bond proceeds).

NOW, THEREFORE, BE IT RESOLVED BY THIS COUNTY LEGISLATIVE BODY, IN SESSION ASSEMBLED:

That the bids of Henry Schein, Inc., Midwest Medical Supply, LLC (MMS), Scientific Sales, Inc., and Quadmed for one (1) year contract unit pricing, beginning September 16, 2015, through September 15, 2016, for medical gloves and bloodborne pathogen personal protection equipment for Emergency Medical Services are hereby accepted, said bids being the lowest and best bids received, and authorizing the County Mayor to sign any contracts necessary to implement this resolution.

BE IT FURTHER RESOLVED THAT THIS RESOLUTION TAKE EFFECT FROM AND AFTER ITS PASSAGE, THE PUBLIC WELFARE REQUIRING IT.

**CERTIFICATION OF ACTION**

Approved:

Rejected:

\_\_\_\_\_  
County Clerk

Approved:

Vetoed:

\_\_\_\_\_  
County Mayor

September 16, 2015

\_\_\_\_\_  
Date

**TO: Linda Chumbler**

**FROM: Captain Eric Ethridge**

**RE: EMS Glove Bid and Bloodborne PPE product evaluation**

**DATE: August 28, 2015**

**Recommendation:**

**My recommendation is the Midwest Medical Supply(MMS) bid for Coverall non-hooded, Coverall hooded, Face Shield, Face mask w/shield, Arm Cover, Boot Covers be accepted as the lowest cost bid that meets the specifications. The bid from Scientific Sales for Aprons and Hoods be accepted as the lowest cost bid that meets the specifications. Henry Schein bid of \$9.50 per box be accepted as the lowest cost bid that meets the specifications for Latex Gloves, Quadmed bid of \$10.85 per box be accepted as the lowest cost bid that meets the specifications for Nitrile Gloves. This is also the vendor from the last few years and the bid is \$0.10 per box less than last year.**

**Evaluation:**

**Evaluation process:**

1. The bids were arranged in an ascending order by price. The evaluation was begun with the lowest cost bid submitted. Bids were evaluated until an acceptable product met all specifications. Once the lowest cost bid meeting specification was determined the evaluation of further bids ceased.
2. Each bid was evaluated by comparing each vendor's written specifications with Hamilton County's bid specifications. And as necessary evaluating samples sent to check conformance to written specifications.

**Summary of bids rejected:**

**The following vendors were evaluated and did not meet one or more of the specifications:**

## Henry Schein

### **Coverall non-hooded**

1. Does not meet ASTM F1670 as required

### **Nitrile Glove (Microflex Supreno)**

1. Specification for length not met.
2. Specification for pH Balanced coating not met

## Midwest Medical Supply

### **Hood**

1. Does not meet ASTM F1670 as required
2. Design not suitable for EMS work

### **Apron**

1. Does not meet fluid resistance specification

### **Latex Glove (EP Blue)**

1. Specification for tensile strength not met.
2. Specification for fingertip thickness not met.

## Boundtree Medical

### **Face shield**

1. Bid a face mask not face shield.

### **Apron**

1. Bid a gown not Apron

## Quadmed

### **Face mask with shield**

1. Does not have fluid resistant mask.

### **Boot Cover**

1. Does not meet length requirement

### **Latex Glove (EP Blue Glove)**

1. Specification for tensile strength not met.
2. Specification for fingertip thickness not met.

## Scientific Sales

### **Boot Cover**

1. Does not have slip prevention

## Environmental & Hygiene Safety Inc.

### **Apron**

1. Does not meet fluid resistance specification

**Latex Glove (MCR Med Tech Glove)**

1. Specifications provided do not meet ISO EN 13485:2000
2. Palm width specification not met.

**Nitrile Glove (MCR Med Tech Nitri Med Glove)**

1. Specifications for sizes not met.

**Interboro Packaging Corp.**

**Apron**

1. Does not meet fluid resistance specification

**Glove Box**

**Latex Glove (Lifeguard Glove)**

1. Specification for tensile strength not met.

**Nitrile Glove (Hand Plus Glove)**

1. Specification for tensile strength not met.

**Labsource (Microflex MegaPro glove)**

**Latex Glove**

1. Specification for tensile strength not met.
2. Specification for palm and fingertip thickness not met.
3. Specification for length not met.

**PH&S Products**

**Latex Glove**

1. Bid a nitrile glove not latex as specified

**Nitrile Glove (Vital Shield LC Glove)**

1. Specification for pH Balanced coating not met.
2. Specification for fingertip thickness not met.



**BID # 0815-019: HI-RISK/EMS MEDICAL GLOVES & BLOODBORNE PATHOGEN PERSONAL PROTECTION EQUIPMENT**  
**Hamilton County, TN**

Hamilton County, Tennessee is soliciting bids for the purposes of establishing a one (1) year contract pricing to furnish Hamilton County Emergency Medical Services Hi-Risk/EMS medical gloves and bloodborne pathogen personal protection equipment as specified to be ordered on an as needed basis. The intent of these specifications is for the successful bidder to provide the following to be ordered on an as needed basis:

- Appropriate gloves and single-use (disposable) personal protective equipment items appropriate for EMS usage. Estimated glove usage is approximately 100,000 pair per year.
- Items for bloodborne pathogen protection in various sizes and combinations. Sizes and items ordered to be determined at time of order.

All items must meet applicable requirements of 29 CFR 1910.1030, OSHA, TOSHA, CDC recommendations and Tennessee Department of Health guidelines for protection of EMS workers. Brands specified are preferred brands known to meet the requirements of EMS workers in Hamilton County. Brands specified are available from multiple vendors and are used to insure a minimum level of safety and performance for the employees and citizens of Hamilton County.

**Each item is to be priced as noted on bid sheet. Brands other than those specified must submit specifications and sample at time of bid. Samples will not be returned following evaluation.**

**Contract Term**

The terms of this agreement shall be for one (1) year from the date of acceptance with the option to renew for one (1) additional year. In the event that Hamilton County exercises such rights, all terms, conditions and provisions of the original contract shall remain the same and apply during the renewal period with the possible exception of price adjustments and minor scope additions and/or deletions which may be agreed upon by both parties. Any such price increase will only be allowed at time of renewal and must have documentation as to the justification / proof as to rationale for the increase and will be the lower of the documented request or the Consumer Price Index for the renewal period in question.

Note that these are not automatic renewals. It will be the responsibility of both parties to notify the other party in writing no less than ninety (90) days before the expiration of the contract period if the contract is not to be extended for each additional term. The successful proposer(s) will be required to enter into a contract with Hamilton County to satisfy the requirements of this RFP. Either party may terminate this agreement with a ninety (90) day written notice.

**Award of Bid**

While Hamilton County prefers to issue this contract to a single vendor, we reserve the right to award sections of the total package to multiple vendors or the entire package to a single vendor who may be deemed to have submitted the best overall bid package, in the interest of the County.

After evaluation of all sections of this bid document, the unit prices will be used in determining the best overall bid package. Hamilton County reserves the right to waive any irregularities or reject any or all bids.

### **Product Shipping and Delivery Instructions**

Bid price must include shipping and inside delivery to:

Hamilton County Emergency Medical Services  
2900 Riverport Road  
Chattanooga, Tennessee 37406

### **Hamilton County, TN General Bid Terms and Conditions**

Standard Bid Terms and Conditions are attached.

### **Contacts**

Questions concerning product specifications should be directed to:

Captain Eric Ethridge  
(423) 493-5105  
[jethridge@hamiltontn.gov](mailto:jethridge@hamiltontn.gov)

Questions concerning bid procedures should be directed to:

Linda Chumbler  
Purchasing Department  
(423) 209-6350  
[lindac@hamiltontn.gov](mailto:lindac@hamiltontn.gov)

### **Bid Submission Requirements**

The bidder must complete and deliver an original and one (1) hard copy of its bid response document in a sealed envelope before 10:30 a.m. (ET) on August 25, 2015 to the Hamilton County Purchasing Director at the address specified below.

The outside of the envelope/package containing the bid should be clearly marked with the following statement "BID#0815-019: Hi-Risk / EMS Medical Gloves and Bloodborne Pathogen Personal Protection Equipment". Any sealed envelope(s) enclosed within this envelope/package should also be clearly marked with the same label. Sample package(s) should be marked "BID#0614-156: Samples and clearly state your company name.

**NOTE: Delivery/mailling instructions.**

***NOTE: Please note that receipt of the bid by the County mail system does not constitute receipt of a bid by the Purchasing Department. All proposals/bids must be received in the Purchasing Department by the specified deadline.***

**DELIVERY ADDRESS**

Gail B. Roppo

Director of Purchasing

Bid # 0815-019: High Risk EMS Medical Gloves & Bloodborne Pathogen Personal Protection Equipment from *{insert your company name here}*

Hamilton County Purchasing Department

455 N. Highland Park Avenue

Chattanooga, TN 37404

## **BID SPECIFICATIONS**

### **1. BLOODBORNE PATHOGEN PERSONAL PROTECTION ENSEMBLE**

Each item in the ensemble shall be OSHA Bloodborne Pathogens Regulation (29 CFR 1910.1030), ASTM F1670 and ASTM F1671 compliant for Emergency Medical Service work. Products shall be compliant with all Tennessee Department of Health EMS Division regulations. Products shall be provided in multiple sizes to accommodate employees. The ensemble shall include the items listed below:

- a. **Coverall non-hooded:** Single use (disposable) fluid-resistant or impermeable coverall without integrated hood. Coveralls with thumb hooks to secure sleeves over inner glove are preferred.
- b. **Coverall hooded:** Single-use (disposable) Tychem QC Bound Seam, Hood and Socks, Elastic Wrists
- c. **Apron:** Single-use (disposable), fluid-resistant or impermeable apron that covers the torso to the level of the mid-calf. Multiple sizes to accommodate employees.
- d. **Hood:** Single use (disposable) fluid-resistant or impermeable Tychem hood full covering
- e. **Face shield:** Single-use (disposable) face shield with adjustable headband
- f. **Face mask with eye shield:** Single use (disposable) fluid-resistant or impermeable Face mask with eye shield
- g. **Arm cover:** Single-use (disposable) 18" Sleeve arm covering with Elastic wrist and arm.
- h. **Boot covers:** Single-use (disposable), fluid-resistant or impermeable boot covers that extend to at least mid-calf. Boot covers should allow for ease of movement and not present a slip hazard to the worker.

### **2. HI-RISK EMS LATEX GLOVES: MICROFLEX SAFEGRIP - SG 375 OR EQUAL**

Certifications NFPA 1999 2013 edition, ISO EN 13485:2000 registered company. Material Quality Natural Rubber Latex Color Blue Packaging 50 gloves per box Coating None Shape Ambidextrous Hand Sizes S, M, L, XL Length 295 millimeters (11.6 inches) Cuff Extended, Beaded design Palm Width Small 85mm, Medium 95mm, Large 105mm, X-large 115mm Fingertip Thickness 14.2 mils (0.36mm) Palm Thickness 11.0 mils (0.28mm) Cuff Thickness 7.9 mils (0.20mm) Interior Powder free with powder residue <2.0mg/glove maximum Exterior Textured finger tips Allergen Reduction Chlorination Process Quality Control Batch Testing of 10,000 pieces Freedom from Holes AQL 1.5 (pinhole detect rate) Tensile Strength Before Aging = Min 34 M Pa After Aging = Min 28 M Pa Elasticity/Elongation Before Aging = Min 650% After Aging = Min 500% Protein Levels Total Extractable Protein Level of less than 50 micrograms/gram Shelf Life 24 months. Gloves must be designed to fit a glove box holder with dispensing holes (3) on front of clear cover to be mounted above side door in patient compartment at ceiling. 3 1/2" wide x 8 1/2" high with three equal divisions for three boxes of hi-risk medical gloves.

**Special Note if submitting brands other than MicroFlex Safegrip SG375:** In addition to copies of the sealed bid, vendors must also furnish an additional copy of detailed specifications, NFPA and ISO certifications and one box of each size glove for evaluation purposes. The specifications, certifications, and glove samples shall be packaged together and should be received **AT THE BID OPENING** in order to allow adequate time for fair evaluation of equal products. The package exterior must be clearly marked glove bid samples. Omission of any required documentation or samples may be cause for disqualification of the bid.

### 3. EMS NITRILE GLOVES: DIGITCARE APEX PRO OR EQUAL

Powder free textured glove. 2-Ply Technology™ for maximum strength. Shape Ambidextrous Hand Sizes S, M, L, XL, 2XL, and 3XL. Length 12 inch. Approximately 100 Gloves per box. Must exceed puncture resistance of NFPA 1999-2013 edition. Human skin pH balanced coating for reduced risk of irritation and reduced perspiration. Specially formulated with advanced non-latex nitrile polymer non-stick exterior surface prevents tapes and adhesives from sticking to the glove. AQL of 0.65. Fingertip Thickness 8.3 mils (0.21 mm) Palm Thickness 5.8 mils (0.147 mm) Cuff Thickness 4.3 mils (0.109 mm) . Tensile Strength before Aging = Min 24 M Pa after Aging = Min 20 M Pa Elasticity/Elongation before Aging = Min 670% After Aging = Min 505% Shelf Life 24 months. Gloves must be designed to fit a glove box holder with dispensing holes (3) on front of clear cover to be mounted above side door in patient compartment at ceiling. 31½" wide x 8½" high with three equal divisions for three boxes of hi-risk medical gloves.

**Special Note if submitting brands other than Digitcare Apex Pro:** In addition to copies of the sealed bid, vendors must also furnish an additional copy of detailed specifications, product certifications and one box of each size glove for evaluation purposes. The specifications, certifications, and glove samples shall be packaged together and should be received **AT THE BID OPENING** in order to allow adequate time for fair evaluation of equal products. The package exterior must be clearly marked glove bid samples. Omission of any required documentation or samples may be cause for disqualification of the bid.

### 4. PRODUCT SAMPLES

Vendors quoting alternate brands must submit all samples under the same schedule as the bid opening as instructed above. The sample package exterior must be clearly marked glove bid samples. Omission of any required documentation or samples may be cause for disqualification of the bid.

## Bid Pricing Sheet (Page 1 of 2)

Vendor \_\_\_\_\_

**Coverall non-hooded**                      \$ \_\_\_\_\_ each

Brand    \_\_\_\_\_

Quantity/Case                                \_\_\_\_\_

MFG Part#                                      \_\_\_\_\_

**Coverall hooded**                         \$ \_\_\_\_\_ each

Brand    \_\_\_\_\_

Quantity/Case                                \_\_\_\_\_

MFG Part#                                      \_\_\_\_\_

**Apron**                                         \$ \_\_\_\_\_ each

Brand    \_\_\_\_\_

Quantity/Case                                \_\_\_\_\_

MFG Part#                                      \_\_\_\_\_

**Hood**    \$ \_\_\_\_\_ each

Brand    \_\_\_\_\_

Quantity/Case                                \_\_\_\_\_

MFG Part#                                      \_\_\_\_\_

**Face shield**                                 \$ \_\_\_\_\_ each

Brand    \_\_\_\_\_

Quantity/Case                                \_\_\_\_\_

MFG Part#                                      \_\_\_\_\_

## Bid Pricing Sheet (Page 2 of 2)

Vendor \_\_\_\_\_

**Face mask with eye shield**      \$ \_\_\_\_\_ each

Brand      \_\_\_\_\_

Quantity/Case      \_\_\_\_\_

MFG Part#      \_\_\_\_\_

**Arm cover**      \$ \_\_\_\_\_ each

Brand      \_\_\_\_\_

Quantity/Case      \_\_\_\_\_

MFG Part#      \_\_\_\_\_

**Boot covers**      \$ \_\_\_\_\_ each

Brand      \_\_\_\_\_

Quantity/Case      \_\_\_\_\_

MFG Part#      \_\_\_\_\_

**Latex Glove**      \$ \_\_\_\_\_ each

Brand      \_\_\_\_\_

Gloves/Box      \_\_\_\_\_

MFG Part#      \_\_\_\_\_

**Nitrile Glove**      \$ \_\_\_\_\_ each

Brand      \_\_\_\_\_

Gloves/Box      \_\_\_\_\_

MFG Part#      \_\_\_\_\_

**AUTHORIZATION TO BIND**

By signing this, I certify and acknowledge that the information contained in this document is true and correct, containing **NO** misrepresentations. The information is **NOT** tainted by any collusion. I certify and acknowledge that I have reviewed and approved the release of this proposal/bid for Hamilton County's consideration. Further, I am authorized to bind my company to the responses and pricing in these proposal/bid documents, and any subsequent negotiations, as well as execute the actual Contract documents, if selected.

\_\_\_\_\_  
Authorized Signature (Officer of the Company)

\_\_\_\_\_  
Name of Authorized Signer (Printed or Typed)

\_\_\_\_\_  
Title of Authorized Signer

\_\_\_\_\_  
Firm Name

\_\_\_\_\_  
Taxpayer Identification Number

\_\_\_\_\_  
Firm Address, City and Zip Code

\_\_\_\_\_  
Telephone Number

\_\_\_\_\_  
Fax Number

\_\_\_\_\_  
Email Address

\_\_\_\_\_  
Date



## HAMILTON COUNTY, TENNESSEE

### GENERAL TERMS AND CONDITIONS FOR PURCHASES

1. **ACCEPTANCE:** All terms and conditions in this invitation are deemed to be accepted by the bidder and incorporated in the bid, except the provision(s) which are expressly excluded by the bid specifications.
2. **ADDITIONAL INFORMATION:** Bidders are cautioned that any statement made by any individual or employee of Hamilton County that materially changes any portion of the bid document, either before or after the issuance of the bid documents, shall not be relied upon unless subsequently ratified by a formal written amendment to the bid document.
3. **ALTERATION OR AMENDMENTS:** No alterations, amendment, changes, modifications or additions to any contract resulting from this bid shall be binding on Hamilton County without the prior written approval of the County.
4. **ALTERNATE BIDS:** Alternate bids (defined as bids that do not comply with the bid terms, conditions, and specifications) are not acceptable and will be rejected unless authorized by the invitation to bid. Vendors may submit more than one bid providing that all such bids comply with bid terms, conditions and specifications.
5. **ASSIGNMENT:** Contractors shall not assign or sub-contract this agreement, its obligations or rights hereunder to any party, company, partnership, incorporation or person without the prior written consent of Hamilton County.
6. **AUTHORIZATION TO BIND:** All bids shall be signed by an authorized officer or employee of the bidder.
7. **AWARD:** Award will be made to the most responsive, responsible bidder(s) meeting specifications, who presents the product of service that is in the best interest of Hamilton County. Hamilton County reserves the right: (1) to award bids received on the basis of individual items, or groups of items, or on the entire list of items; (2) to reject any or all bids, or any part thereof; (3) to waive any informality in the bids; and (4) to accept the bid that is considered lowest and best.
8. **BID AMENDMENT:** If it becomes evident that an invitation must be amended, a formal written amendment will be issued to all known Bidders. If necessary, a new due date will be established.
9. **BID COPIES:** Hamilton County requires that bids be submitted in duplicate, unless otherwise stated in the bid package.
10. **BID DELIVERY:** Hamilton County requires that all bids be submitted and time/date-stamped by the date and before the time specified in the bid documents to be considered, regardless of method of delivery. The time clock in the Purchasing Department shall be the official record of the time. The County is not responsible for any technical difficulties of any vendor in the delivery of its bid. No late bids will be accepted, opened or returned.
11. **BID FORMS:** Vendors must complete bid forms contained in the bid package. Failure to fully complete the bid forms may result in rejection of the bid.

All information shall be entered in ink or typed/computer generated. Mistakes may be crossed out and corrections inserted before submission of your bid. Corrections shall be initialed in ink by the person signing the bid. Corrections and/or modifications received after the closing time specified will not be accepted.

12. **BID PREPARATION:** Prospective bidders are solely responsible for their own expenses in BID preparation and subsequent negotiations with Hamilton County, if any.
13. **BID PRICING:** Any bid, and its associated pricing, shall remain valid for at least three (3) months after the bid due date, unless otherwise indicated in the bid specifications. Unit price must be shown for all products or services. In case of error in extension, unit price will govern. Prices will be considered as net, if no cash discount is shown.
14. **BID SUBMISSION AND TRANSMISSION:** Bid must be submitted in a sealed envelope with the Bid Number/Name, the closing date and time, as well as your company name provided on the envelope. If your response envelope is enclosed in another envelope/package for delivery, the latter should also be clearly labeled with the same identifying information.

All bids are to be F.O.B. Hamilton County, TN. All responses to this invitation become the property of Hamilton County.

Bids/Proposals submitted via e-mail or facsimile machine are unacceptable.

15. **BRAND NAMES:** Brand names and numbers, when used, are for reference to indicate the character or quality desired. Equal items will be considered, provided they are clearly identified by manufacturer, part number, diagrams, brochures and other related material, *unless stated otherwise in the bid specifications*. When brand, number, or level of quality is not stated by the bidder, it is understood the offer is exactly as specified.
16. **CODE OF ETHICS:** Hamilton County, through its Purchasing Rules, has adopted the National Institute of Government Purchasing (NIGP) as well as the Hamilton County Government Code of Ethics. All suppliers are expected to adhere to business ethics and professional behaviors as outlined in these documents.
17. **COMPLIANCE WITH ALL LAWS:** Companies submitting bids must agree to observe and comply with all federal, state, and local laws, statutes, ordinances, and regulations, including but not limited to Title VI of the Federal Civil Rights Act of 1964, the Equal Employment Opportunity Act and the regulations issued there under by the federal government, the Americans with Disabilities Act of 1990 and the regulations issued there under by the federal government, in any manner affecting the provision of goods and/or services, and all instructions, prohibitive orders issued, and shall obtain all necessary permits.
18. **DECLARATIVE STATEMENT:** Any statement or word (e.g., must, shall, will) are declarative statements and the vendor must comply with the conditions. Failure to comply with any such statement may result in their bid being deemed non-responsive and disqualified.
19. **DEFAULT:** In case of default by the bidder, the County may procure the articles or services from other sources and may deduct from any monies due, or that may thereafter become due to the vendor, the difference between the price named in the contract or purchase order and actual cost thereof to the County. Prices paid by the County shall be considered the prevailing market price at the time such purchase is made. Periods of performance may be extended if the facts as to the cause of delay justify such extension in the opinion of the Purchasing Director.
20. **DELIVERY REQUIREMENTS:** Time of delivery shall be stated as the number of calendar days following receipt of the order by the vendor to receipt of the goods or services by the County. *Note: Time of delivery may be a consideration in the award.*

21. **DISADVANTAGED BUSINESS PROGRAM:** Hamilton County has established a Disadvantaged Business Program, which has the responsibility of increasing opportunity for small, minority and women owned businesses. This is being accomplished through community education programs, policy edification, active recruitment of interested businesses and process re-engineering.

Hamilton County is committed to ensuring full and equitable participation for all disadvantaged businesses. Hamilton County welcomes submittals from those disadvantaged businesses that have an interest in providing goods and/or services to Hamilton County. In addition, Hamilton County strongly encourages the inclusion of disadvantaged businesses by non-disadvantaged contractors who may wish to partner or subcontract with disadvantaged businesses in order to accomplish the successful delivery of goods and/or services.

If you would like additional information about our Disadvantaged Business Program please contact:

Ken Jordan, EEO Officer/DBE Liaison  
Telephone: 423.209.6146  
Fax: 423.209.6145  
Email: [DBE@HamiltonTN.gov](mailto:DBE@HamiltonTN.gov)

22. **DRUG-FREE WORKPLACE PROGRAM FOR CONSTRUCTION SERVICES:** Law prohibits state or local governments from contracting for construction services with any private entity having five or more employees who has not furnished a written affidavit by its principal officer at the time of the bid or contract stating that the contractor is in compliance with the provisions of this act. Companies, other than construction services, are also encouraged to have and maintain drug-free workplace policies.
23. **EXCEPTIONS:** Bidders taking exceptions to any part or section of this invitation shall indicate such exceptions on the bid form. Failure to indicate any exception will be interpreted as the bidder's intent to comply with and/or supply the requirements as written in the bid document and these General Terms and Conditions.
24. **INDEMNIFICATIONS/HOLD HARMLESS:** The vendor shall hold the County, its officers, agents, servants, and employees, harmless from liability of any nature or kind because of use of any copyrighted, or un-copyrighted composition, secret process, patented or unpatented invention, articles or appliances furnished or used under this bid, and agrees to defend, at his own expense, any and all actions brought against the County or himself because of the unauthorized use of such articles.
25. **NEW EQUIPMENT:** The bidder shall guarantee that the units submitted for this bid shall be new, and the latest and most improved model of current production, and shall be first quality as to workmanship and materials used in said units. All modifications shall be made at the factory. Demonstrators shall not be acceptable. *NOTE: When the bid is for services, this item does not apply.*
26. **NON-COLLUSION:** Vendors, by submitting a signed bid, certify that the accompanying bid is not the result of, or affected by, any unlawful act of collusion with any other person or company engaged in the same line of business or commerce, or any other fraudulent act punishable under Tennessee or federal law.
27. **NON-CONFLICT STATEMENT:** Vendors, by submitting a signed bid, agree that it has no public or private interest and shall not acquire directly or indirectly any interest that would conflict in any manner with the provision of its goods or performance of its services. Supplier warrants that no part of the total Contract amount provided herein shall be paid directly or indirectly to any officer or employee of Hamilton County as wages, compensation, or gifts in exchange for acting as officer, agent, employee, subcontractor or consultant to the Contractor in connections with any goods provided or work contemplated or performed relative to the agreement.

28. **NON-DISCRIMINATION STATEMENT:** Supplier must agree that no person on the grounds of age, color, disability, gender, genetic information, national origin, political affiliation, race, religion, sexual orientation, or veteran's status shall be excluded from participation in, or be denied benefits of, or be otherwise subjected to discrimination in the performance of this agreement, or in the employment practices of Vendor. Supplier shall upon request show proof of such non-discrimination, and shall post in conspicuous places available to all employees and applicants notices of non-discrimination. Suppliers covenants that it complies with the Fair Wage and Hour Laws, the National Labor Relations Act, and other federal and state employment laws as applicable. Supplier covenants that it does not engage in any illegal employment practices.
29. **PUBLIC ACCESS TO PROCUREMENT INFORMATION:** All public records pertaining to purchasing shall be open for inspection during normal business hours. Information relating to the award of a particular contract shall be open to the public only after evaluation of that bid or proposal has been completed.
30. **QUALIFICATIONS OF BIDDERS:** A bidder may be required, before the award, to show to the complete satisfaction of Hamilton County that it has the necessary facilities, ability and financial resources to provide the service or goods specified.
31. **RESTRICTIVE OR AMBIGUOUS SPECIFICATIONS:** It is the responsibility of the prospective bidder to review the entire invitation to bid (ITB) packet and to notify the Purchasing Department if the specifications are formulated in a manner that would unnecessarily restrict competition. Any such protest or question regarding the specifications of bidding procedures must be received in the Purchasing Department *not less than seventy-two hours* prior to the time set for bid opening. These requirements also apply to specifications that are perceived to be ambiguous.
32. **SAMPLES:** Samples of articles, when required, shall be furnished free of cost of any sort to the County and may be retained for future comparison. Samples which are not destroyed by testing or which are not retained for future comparison will be returned upon request *at bidder expense*.
33. **TAXES:** Hamilton County is a tax exempt organization. Sales, use or federal excise taxes should not be included in your bid.
34. **TN DEPARTMENT OF REVENUE REQUIREMENTS:** Before the Contract resulting from this solicitation is signed, the apparent successful Proposer must be registered with the Department of Revenue for the collection of Tennessee sales and use tax. The State shall not approve a contract unless the Proposer provides proof of such registration. The foregoing is a mandatory requirement of an award of a contract pursuant to this solicitation.
35. **TERMS AND CONDITIONS:** In the event of a conflict between the bid specifications and these terms and conditions, the specifications will govern.
36. **WARRANTIES:** All warranty information must be furnished.
37. **WAIVING OF INFORMALITIES:** Hamilton County reserves the right to waive minor informalities or technicalities when it is in the best interest of Hamilton County.

**HAMILTON COUNTY DOES NOT DISCRIMINATE ON THE BASIS OF AGE, COLOR, DISABILITY, GENDER, GENETIC INFORMATION, NATIONAL ORIGIN, POLITICAL AFFILIATION, RACE, RELIGION, SEXUAL ORIENTATION, OR VETERAN'S STATUS IN THE EVALUATION AND AWARD OF BIDS.**



**Hamilton County, Tennessee On-Line Bid Administration System**



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**Solicitation - Log**

8/13/2015 7:42 AM Eastern

Solicitation Title: Hi-Risk EMS Medical Gloves & Bloodborne Pathogen Personal Protection Equipment

Number: 0815-019

Bids Due: 8/25/2015 10:30:00 AM Eastern

Status: Open

Visible to Vendors: Currently Visible | [Hide](#)

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Document Detail

**Message Summary**

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8/13/2015 7:42:31AM	Eastern	Linda Chumbler	<a href="#">0815-019 - Hi-Risk EMS Medical Gloves &amp; Bloodborne Pathogen Personal Protection Equipment</a>	Invitation	Please click on the above solicitation number to access bid documents.	200	0

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**Please run the attached ad on August 13, 2015, in the legal notices.**

**LEGAL NOTICE**

Bids for Hi-Risk/EMS Medical Gloves and Bloodborne Pathogen Personal Protection Equipment will be opened at 10:30 AM (ET) on August 25, 2015, in the offices of the Hamilton County Purchasing Department, located at 455 North Highland Park Avenue, in Chattanooga, TN. Specifications are available by contacting the Purchasing Department at (423) 209-6350 or at [www.hamiltontn.gov/purchasing](http://www.hamiltontn.gov/purchasing).

Gail B. Roppo  
Director of Purchasing



Hi-Risk Medical Gloves Bloodborne Pathogen PPE

August 25, 2015 10:30 A.M.

Vendor	Frham	S&W	Henry Schein	Boundtree	The Glove box	PH&S	Lab Source	Environmental Hygiene	MMS	Scientific Sales	Quadmed	Interboro
Coverall Non Hooded	\$7.50	\$17.25	\$1.79	\$2.49	No Bid	No Bid	No Bid	7.61*	\$2.35	\$4.99	\$5.28	No Bid
Coverall Hooded	\$7.70	\$19.88	\$40.30	11.69*	No Bid	No Bid	No Bid	8.66*	\$2.62	\$6.33	\$13.76	No Bid
Apron	\$6.50	No Bid	No Bid	\$0.76	No Bid	No Bid	No Bid	\$1.24	\$0.23	\$0.94	No Bid	\$0.04
Hood	\$2.20	No Bid	No Bid	\$2.79	No Bid	No Bid	No Bid	\$10.79	\$0.29	\$1.15	No Bid	No Bid
Face Shield	\$1.40	No Bid	\$1.08	\$0.75	No Bid	No Bid	No Bid	\$6.76	\$0.82	\$1.82	\$3.25	No Bid
Face mask w/shield	\$2.10	No Bid	\$0.89	\$4.49	No Bid	No Bid	No Bid	\$2.25	\$0.48	\$0.75	\$0.36	No Bid
Arm cover	\$0.30	217.5?	\$0.10	\$0.11	No Bid	No Bid	No Bid	\$0.69	\$0.08	\$0.60	\$0.41	No Bid
Boot covers	\$2.60	No Bid	\$0.61	\$2.05	No Bid	No Bid	No Bid	\$12.44	\$1.10	\$0.44	113.69 case	No Bid
Latex Glove	\$9.60	\$12.99	\$9.50	\$9.99	\$7.63	\$7.00	\$8.80	\$8.76	\$7.80	\$11.50	\$7.41	No Bid
Nitrile Glove	No Bid	No Bid	\$5.50	\$11.29	\$4.43	\$9.50	No Bid	\$8.55	\$11.58	\$16.00	\$10.85	No Bid
				* above xl extra cost				* above xl extra cost				

Doesn't meet spec  
Low bid meeting spec

Request for Bids:	
Newspaper Ad:	8/13/2015
Vendor Notification:	200
Vendor Response:	12
Budgeted:	Operating



## Hamilton County Board of Commissioners

# RESOLUTION

No. 915-34  
as Amended

**A RESOLUTION ACCEPTING THE RETURN TO THE FUND BALANCE OF THE HAMILTON COUNTY GENERAL FUND OF THE TWO HUNDRED THOUSAND DOLLAR (\$200,000.00) APPROPRIATION FOR DISCRETIONARY SPENDING AS PREVIOUSLY ALLOTTED TO COUNTY COMMISSION DISTRICTS THREE (3) AND SIX(6), AND AUTHORIZING THE RECEIPT OF SAME.**

- WHEREAS,** by previous resolution this county legislative body authorized the appropriation of One Hundred Thousand Dollars (\$100,000.00) to each Hamilton County Commission District to be used for discretionary spending by the respective Commissioner; and
- WHEREAS,** the County was required to use existing fund balance of the General Fund for the FY 2015-2016 appropriation of the discretionary funds;
- WHEREAS,** Marty Haynes, as Commissioner for District Three, and Joe Graham, as Commissioner for District Six, have voiced their respective disapproval of said use of fund balance, and have expressed their unwillingness to allocate fund balance from the General Fund to enable the discretionary spending, desiring rather that said funds remain in the Hamilton County general fund for appropriation to needed projects throughout the County when and if authorized; and
- WHEREAS,** the County's acceptance of said previously appropriated funds requires the approval and acceptance of this county legislative body, and a modification to the County's 2015-2016 fiscal year budget; and
- WHEREAS,** the retention of said funds for later appropriation to the needs of this County as may be authorized by further action of this county legislative body is in the best interest of the citizens of this County.

**NOW, THEREFORE, BE IT RESOLVED BY THIS COUNTY LEGISLATIVE BODY**

**IN SESSION ASSEMBLED:**

That the One Hundred Thousand Dollar (\$100,000.00) discretionary funds as allotted each to County Commission District Three and District Six from the fund balance of the General Fund, as approved in the 2015-2016 fiscal year budget, be and hereby is approved and accepted; and said funds shall be returned to the Hamilton County General Fund (commonly referred to as “The Rainy Day Fund”) until further action as may be authorized by this county legislative body.

**BE IT FURTHER RESOLVED THAT THIS RESOLUTION TAKE EFFECT FROM AND AFTER ITS PASSAGE, THE PUBLIC WELFARE REQUIRING IT.**

**CERTIFICATION OF ACTION**

Approved:

Rejected:

\_\_\_\_\_

County Clerk

Approved:

Vetoed:

\_\_\_\_\_

County Mayor

September 16, 2015

\_\_\_\_\_

Date



# Hamilton County Board of Commissioners

## RESOLUTION

No. 915-34

**A RESOLUTION ACCEPTING THE RETURN TO THE FUND BALANCE OF THE HAMILTON COUNTY GENERAL FUND OF THE ONE HUNDRED THOUSAND DOLLAR (\$100,000.00) APPROPRIATION FOR DISCRETIONARY SPENDING AS PREVIOUSLY ALLOTTED TO COUNTY COMMISSION DISTRICT SIX(6), AND AUTHORIZING THE RECEIPT OF SAME.**

- WHEREAS,** by previous resolution this county legislative body authorized the appropriation of One Hundred Thousand Dollars (\$100,000.00) to each Hamilton County Commission District to be used for discretionary spending by the respective Commissioner; and
- WHEREAS,** The County was required to use existing fund balance of the General Fund for the FY 2015-2016 appropriation of the discretionary funds;
- WHEREAS,** Joe Graham, as Commissioner for District Six, has voiced his disapproval of said use of fund balance, and has expressed his unwillingness to allocate fund balance from the General Fund to enable the discretionary spending, desiring rather that said funds remain in the Hamilton County general fund for appropriation to needed projects throughout the County when and if authorized; and
- WHEREAS,** the County's acceptance of said previously appropriated funds requires the approval and acceptance of this county legislative body, and a modification to the County's 2015-2016 fiscal year budget; and
- WHEREAS,** the retention of said funds for later appropriation to the needs of this County as may be authorized by further action of this county

legislative body is in the best interest of the citizens of this County.

**NOW, THEREFORE, BE IT RESOLVED BY THIS COUNTY LEGISLATIVE BODY IN SESSION ASSEMBLED:**

That the One Hundred Thousand Dollar (\$100,000.00) discretionary funds as allotted to County Commission District Six from the fund balance of the General Fund, as approved in the 2015-2016 fiscal year budget, be and hereby is approved and accepted; and said funds shall be returned to the Hamilton County General Fund (commonly referred to as "The Rainy Day Fund") until further action as may be authorized by this county legislative body.

**BE IT FURTHER RESOLVED THAT THIS RESOLUTION TAKE EFFECT FROM AND AFTER ITS PASSAGE, THE PUBLIC WELFARE REQUIRING IT.**

**CERTIFICATION OF ACTION**

Approved:

Rejected:

\_\_\_\_\_

County Clerk

Approved:

Vetoed:

\_\_\_\_\_

County Mayor

September 16, 2015

\_\_\_\_\_

Date