Treasury or Comptroller's Designee in accordance with Title 9, Chapter 21, Tennessee Code Annotated (the "Statutes".) If the Comptroller of the Treasury or Comptroller's Designee determines that the budget does not comply with the Statutes, the Governing Body shall adjust its estimates or make additional tax levies sufficient to comply with the Statutes, or as directed by the Comptroller of the Treasury or Comptroller's Designee. The Local Government shall provide any information required by the Comptroller of the Treasury or Comptroller's Designee to determine that a balanced budget is kept during the life of the notes.

Section 11. That, if any of the Notes shall remain unpaid at the end of one (1) fiscal year from the fiscal year of issue, then the unpaid Notes shall be retired from the funds of the Local Government or be converted into bonds pursuant to Chapter 11 of Title 9 of the Tennessee Code Annotated, or any other law, or be otherwise liquidated as approved by the Comptroller of the Treasury or Comptroller's Designee.

Section 12. That, all orders or resolutions in conflict with this Resolution are hereby repealed insofar as such conflict exists and this Resolution shall become effective immediately upon its passage.

Duly passed and approved this fifteenth day of April 2013.

County Mayor

County Clerk

**Budget and Finance Committee** 

**Sponsor** 

County Attorney

## Attachment 1

## SCHOOL BUS CAPITAL OUTLAY NOTE FORM

Registered	Greene County	Registered
Note #:	Of the	\$
	State of Tennessee	
	School Bus Capital Outlay Note,	
	Series 2013	
	INTEREST RATE	MATURITY
DATED		DATE
,20		% ,20
D 14 10		
Registered Owner:	_	
Principal Sum:		
\$		
The	(Governing Body) of	, Tennessee (the Local
Government) hereby acknow	vledges itself indebted, and for value recei	ved hereby promises to pay to the
Registered Owner hereof (na	amed above), or registered assigns, the Printer or according to an amount in the last	ncipal Sum specified above on the
shall have been duly called	ve or according to an amortization schedul for prior redemption and payment of the	redemption price shall have been
duly made or provided for),	upon presentation and surrender to the Loc	cal Government or its agent, and to
pay interest on the Princ	eipal Sum on	and thereafter on
according to an amortization	on schedule attached hereto, by check,	ate per annum specified above or
Registered Owner at the add	dress of the Registered Owner as it appear	rs on the fifteenth (15th) calendar
day of the month next prece	eding the applicable payment date in the	note register maintained by or on
behalf of the Local Governm	ent. Both principal of and interest on this r	note are payable at the office of the
the Local Government in law	of the Local Government or a virtual money of the United States of America	a paying agent duly appointed by
	•	
This note is a direct obligation	on of the Local Government for the paymer	nt of which as to both principal and
interest the full faith and cred	dit of the Local Government is pledged.	
This note is subject to an in-		
of the Local Government in	aption prior to its stated maturity in whole pon payment of the principal amount of t	or in part at any time at the option
accrued thereon to the date o	f redemption with a premium of	% of par value.
This note is issued under the	e authority of Parts I, IV, and VI of Titl	e 9, Chapter 21, Tennessee Code

Annotated, and a Resolution duly adopted by the Governing Body of the Local Government meeting in

session on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_ (the "Resolution") to provide funds to finance the cost of public works projects referenced in the Resolution.

This note shall have the qualities and incidents of a negotiable instrument and shall be transferable only upon the note register kept by the Local Government or its agent, by the Registered Owner of the note in person or by the Registered Owner's attorney duly authorized in writing, upon presentation and surrender to the Local Government or its agent of the note together with a written instrument of transfer satisfactory to the Local Government duly executed by the Registered Owner or the Registered Owner's duly authorized attorney but only in the manner as provided in the Resolution of the Local Government authorizing the issuance of this note and upon surrender hereof for cancellation. Upon the transfer of any such note, the Local Government or its agent shall issue in the name of the transferee a new registered note or notes of the same aggregate principal amount and maturity as the surrendered note. The Local Government shall not be obligated to make any such Note transfer during the fifteen (15) days next preceding an interest payment date on the Notes or, in the case of any redemption of the Notes, during the forty-five (45) days next preceding the date of redemption.

Title 9, Chapter 21, Section 117, Tennessee Code Annotated provides that this note and interest thereon are exempt from taxation by the State of Tennessee or by any county, municipality or taxing district of the State, except for inheritance, transfer and estate taxes and except as otherwise provided under the laws of the State of Tennessee.

IT IS HEREBY CERTIFIED, RECITED AND DECLARED that all acts, conditions and things required to exist, happen and be performed precedent to and in the issuance of this note exist, have happened and have been performed in due time, form and manner as required by the Constitution and laws of the State of Tennessee, and that the amount of this note, together with all other indebtedness of the Local Government, does not exceed any constitutional or statutory limitation thereon, and that this note is within every constitutional and statutory limitation.

IN WITNESS WHEREOF, the Governing Body of the Local Government has caused this note to be executed in the name of the Local Government by the manual signature of the \_\_\_\_\_\_, and countersigned and attested by the manual signature of the with the Seal of the Local Government affixed hereto or imprinted hereon, and this note to be dated as of the \_\_\_\_\_\_ day of 20 .

(Mayor)

ATTESTED:

(County Clerk)

**SEAL** 

## **ASSIGNMENT**

Note No. R-
Amount: \$
For value received, the undersigned hereby sells, assigns and transfers unto
(Name and address of assignee)
(Please indicate social security or other tax identifying number of assignee)
The within-mentioned note and hereby irrevocably constitutes and appoints,
attorney-in-fact, to transfer the same on the note register in the office of the or the agent of the Greene County Commission with full power of substitution in the premises.
power of substitution in the premises.
D.
Date:
Assignor:
Address:
Signature Guaranteed by:
No. The state of t

NOTE: The signature as to this assignment must correspond with the name as written on the face of the within note in every particular, without alteration, enlargement or any change whatsoever.

## F. A RESOLUTION OF THE GOVERNMENT BODY OF GREENE COUNTY, TN, AUTHORIZING THE ISSUANCE, SALE, AND PAYMENT OF SIX MONTH CAPITAL OUTLAY NOTES, SERIES 2013 NOT TO EXCEED \$697,217.

A motion was made by Commissioner Kiker and seconded by Commissioner Crum to approve a resolution of the Government Body of Greene County, TN, authorizing the issuance, sale, and payment of six month capital outlay notes, series 2013 not to exceed \$697,217.

A motion was made by Commission Holt and seconded by Commissioner Dabbs to amend the original resolution to buy 3 mini busses and 2 78 passenger busses. Mayor Broyles called for the Commissioners to vote on their keypads. The following vote was taken: Commissioners McAmis, Carter, Hensley, King, Sauceman, Seay, Greenway, Holt, Dabbs, and Sams voted yes. Commissioners Malone, White, Hopson, Quillen, Bowers, Rollins, Waddle, Moss, Crum, and Kiker voted no. Commission Bird abstained. The vote was 10 - aye; 10 - nay; 1 - abstain. Mayor Broyles had to vote to break the tie. He voted yes. The Commission approved the motion to amend the resolution.

Mayor Broyles called for the Commissioners to vote on their keypads on the resolution as amended. The following vote was taken: Commissioners McAmis, Carter, Hensley, Bird, Bowers, King, Sauceman, Seay, Greenway, Holt, Dabbs, Crum, and Sams voted yes. Commissioners Malone, White, Hopson, Quillen, Rollins, Waddle, Moss, and Kiker voted no. The vote was 13 – aye; 8 – nay. The Commissioners voted in favor of the motion to approve the resolution as amended.