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**ORDINANCE 2023-09**

**AN ORDINANCE OF THE CITY OF FAIRVIEW, TENNESSEE, ADOPTING THE ANNUAL BUDGET AND TAX RATE FOR THE FISCAL YEAR BEGINNING JULY 1, 2023 AND ENDING JUNE 30, 2024**

**WHEREAS,** Tennessee Code Annotated § 9-1-116 requires that all funds of the State of Tennessee and all its political subdivisions shall first be appropriated before being expended and that only funds that are available shall be appropriated; and

**WHEREAS,** the Municipal Budget Law of 1982 requires that the governing body of each municipality adopt and operate under an annual budget ordinance presenting a financial plan with at least the information required by that state statute, that no municipality may expend any moneys regardless of the source except in accordance with a budget ordinance and that the governing body shall not make any appropriation in excess of estimated available funds; and

**WHEREAS,** the Board of Commissioners has published the annual operating budget and budgetary comparisons of the proposed budget with the prior year (actual) and the current year (estimated) in a newspaper of general circulation not less than ten (10) days prior to the meeting where the Board will consider final passage of the budget.

**NOW THEREFORE BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF FAIRVIEW, TENNESSEE, AS FOLLOWS:**

SECTION 1: That the governing body projects anticipated revenues from all sources and appropriates planned expenditures for each department, board, office or other agency of the municipality, herein presented together with the actual annual receipts and expenditures of the last preceding fiscal year and the estimated annual expenditures for the current fiscal year, and from those revenues and unexpended and unencumbered funds as follows for fiscal year 2024, and including the projected ending balances for the budget year, the actual ending balances for the most recent ended fiscal year and the estimated ending balances for the current fiscal years:

<b>General Fund</b>	<b>Actual FY 2022</b>	<b>Estimated FY 2023</b>	<b>FY 2024 Budget</b>
<u>Cash Receipts</u>			
Taxes	7,092,060	7,457,450	7,505,000
Licenses and Permits	580,204	563,250	530,000
Fines and Fees	151,481	210,500	249,200
Intergovernmental	1,512,963	1,396,971	1,380,020

Other Revenue	495,097	256,935	124,470
Debt Proceeds	9,995,559	0	0
TAN and GAN Proceeds	0	0	0
Transfers In From Other Funds	0	0	0

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<b>Total Cash Receipts</b>	<b>19,827,364</b>	<b>9,885,106</b>	<b>9,788,690</b>
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Appropriations

Board of Commissioners	60,393	297,317	82,806
Administration	1,789,244	2,756,001	2,428,082
Finance Department	140,656	139,824	245,708
Planning Department	272,238	286,401	4,665,302
Engineering Department	266,354	1,124,096	0
Municipal Court	197,122	203,446	267,113
Police Department	1,843,367	2,715,424	3,338,554
Fire Department	1,479,699	2,141,369	2,135,067
Parks Department	216,050	712,580	620,211
Public Works Department	321,473	2,136,166	852,118
Debt Service	868,811	719,000	769,000
Transfers Out To Other Funds	0	0	0

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<b>Total Appropriations</b>	<b>8,440,821</b>	<b>13,231,624</b>	<b>15,403,961</b>
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Change in Cash (Receipts - Appropriations)	11,386,543	(3,346,518)	(5,615,271)
Beginning Cash Balance on July 1	4,532,116	15,918,659	12,572,214
Ending Cash Balance on June 30	15,918,659	12,572,214	6,956,943
Ending Cash as a % of Appropriations	188.59%	95.02%	45.16%

<b>State Street Aid</b>	<b>Actual FY 2022</b>	<b>Estimated FY 2023</b>	<b>FY 2024 Budget</b>
<u>Cash Receipts</u>			
State Gasoline and Motor Fuel Taxes	337,059	326,000	335,000
Local Gasoline and Motor Fuel Taxes	0	0	0
Other Revenue	223	200	350
Debt Proceeds	0	0	0
<b>Total Cash Receipts</b>	<b>337,282</b>	<b>326,200</b>	<b>335,350</b>
<u>Appropriations</u>			
Public Works Department	286,572	319,500	226,500
Debt Service	0	0	0
<b>Total Appropriations</b>	<b>286,572</b>	<b>319,500</b>	<b>226,500</b>
Change in Cash (Receipts - Appropriations)	50,710	6,700	108,850
Beginning Cash Balance on July 1	147,205	197,915	204,615
Ending Cash Balance on June 30	197,915	204,615	313,465
Ending Cash as a % of Appropriations	69.06%	64.04%	138.40%

<b>Drug Enforcement Fund</b>	<b>Actual FY 2022</b>	<b>Estimated FY 2023</b>	<b>FY 2024 Budget</b>
<u>Cash Receipts</u>			
Fines and Court Costs	9,530	8,500	10,000
Other Revenue	56	50	100
<b>Total Cash Receipts</b>	<b>9,586</b>	<b>8,550</b>	<b>10,100</b>



Appropriations

Police Operational Expenses	30,032	34,000	6,000
Police Capital Expenditures	0	0.0	0.0
Drug Enforcement	0	0.0	0.0
Other	0	0.0	0.0
<b>Total Appropriations</b>	<b>30,032</b>	<b>34,000</b>	<b>6,000</b>
Change in Cash (Receipts - Appropriations)	(20,446)	(25,450)	4,100
Beginning Cash Balance on July 1	60,245	39,799	14,349
Ending Cash Balance on June 30	39,799	14,349	18,449
Ending Cash as a % of Appropriations	132.52%	42.20%	307.48%

SECTION 2: At the end of the fiscal year 2024, the governing body estimates fund balances or deficits as follows:

State Street Aid Fund	\$316,465
Drug Fund	\$18,449
General Fund	\$6,956,943

SECTION 3: That the governing body herein certifies that the condition of its sinking funds, if applicable, are compliant pursuant to its bond covenants, and recognizes that the municipality has outstanding bonded and other indebtedness as follows:

General Fund            \$11,721,000

SECTION 4: During the coming fiscal year (2024) the governing body has pending and planned capital projects with proposed funding as follows:

Multiple stormwater management projects funded by grant and general fund sources; Multiple Road improvement projects funded by grant and general fund sources; American's with Disabilities Act (ADA) accessibility improvements funded by grant and general fund sources; Roadway improvements funded through state and general fund sources.

SECTION 5: No appropriation listed above may be exceeded without an amendment of the budget ordinance as required by the Municipal Budget Law of 1982 (TCA § 6-56-208). In addition, no appropriation may be made in excess of available funds except to provide for an actual emergency threatening the health, property or lives of the inhabitants of the municipality and declared by a two-thirds (2/3) vote of at least a quorum of the governing body in accord with Tennessee Code Annotated § 6-56-205.

SECTION 6: Money may be transferred from one appropriation to another in the same fund in an amount of up to \$10,000 by the City Manager, subject to such limitations and procedures as set by the Board of Commissioners pursuant to Tennessee Code Annotated § 6-56-209. Any resulting transfers shall be reported to the governing body at its next regular meeting and entered into the minutes.

SECTION 7: A detailed financial plan will be attached to this budget and become part of this budget ordinance. In addition, the published operating budget and budgetary comparisons shown by fund with beginning and ending fund balances and the number of full-time equivalent employees required by Tennessee Code Annotated § 6-56-206 will be attached.

SECTION 8: There is hereby levied a property tax of \$0.8765 per \$100 of assessed value on all real and personal property.

SECTION 9: This annual operating and capital budget ordinance and supporting documents shall be submitted to the Comptroller of the Treasury or Comptroller's Designee for approval if the City has debt issued pursuant to Title 9, Chapter 21 of the Tennessee Code Annotated within fifteen (15) days of its adoption. This budget shall not become the official budget for the fiscal year until such budget is approved by the Comptroller of the Treasury or Comptroller's Designee in accordance with Title 9, Chapter 21 of the 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. If the City does not have such debt outstanding, it will file this annual operating and capital budget ordinance and supporting documents with the Comptroller of the Treasury or Comptroller's Designee.

SECTION 10: All unencumbered balances of appropriations remaining at the end of the fiscal year shall lapse and revert to the respective fund balances.

SECTION 11: All ordinances or parts of ordinances in conflict with any provision of this ordinance are hereby repealed.

SECTION 12: This ordinance shall take effect July 1, 2023, the public welfare requiring it.

Passed 1<sup>st</sup> Reading: \_\_\_\_\_

Public Hearing: \_\_\_\_\_

Passed 2<sup>nd</sup> Reading: \_\_\_\_\_

\_\_\_\_\_  
Lisa Anderson, Mayor

ATTEST:

\_\_\_\_\_  
Rachel Jones, City Recorder

LEGAL FROM APPROVED:

\_\_\_\_\_  
Patrick M. Carter, City Attorney



RESOLUTION 35-23

10 B

**A RESOLUTION OF THE CITY OF FAIRVIEW, TENNESSEE, BOARD OF COMMISSIONERS AUTHORIZING THE MAYOR TO EXECUTE THE ANNUAL INTERLOCAL AGREEMENT BETWEEN WILLIAMSON COUNTY AND THE CITY OF FAIRVIEW REGARDING PERIODIC ROAD WORK AND MAINTENANCE TO MUNICIPAL ROADS**

WHEREAS, by partnership between the City of Fairview and Williamson County the county may perform periodic road work and maintenance to city roads as directed by the city, and

WHEREAS, both agencies believe this agreement has significant value to the community and both agencies desire for this arrangement to continue.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF FAIRVIEW, TENNESSEE, AS FOLLOWS:**

The City of Fairview Board of Commissioners hereby resolves to and does authorize the Mayor to execute the annual contract between the City of Fairview and Williamson County for periodic road work and maintenance to municipal roads.

Approved and adopted this \_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
Lisa Anderson, Mayor

ATTEST:

\_\_\_\_\_  
Rachel Jones, City Recorder

LEGAL FORM APPROVED:

\_\_\_\_\_  
Patrick M. Carter, City Attorney

RESOLUTION 36-23



**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF FAIRVIEW, TENNESSEE, AUTHORIZING THE MAYOR TO EXECUTE A UTILITY STATION SITE EASEMENT TO PIEDMONT NATURAL GAS COMPANY**

**WHEREAS**, Piedmont Natural Gas provides natural gas service to the City of Fairview, and

**WHEREAS**, Piedmont Natural Gas has requested to install a Regulator Station on City of Fairview property to serve properties within the area of Northwest Highway and Highway 96, and

**WHEREAS**, the Board of Commissioners may grant authorization for the mayor to execute Utility Station Site Easements on behalf of the city, and

**WHEREAS**, the easement documents are attached as EXHIBIT A, and

**WHEREAS**, City Staff recommends approval of the proposed location,

**NOW, THEREFORE, IT IS HEREBY RESOLVED** the Mayor and Board of Commissioners of the City of Fairview, Tennessee, do hereby authorize the mayor to execute the easement document with Piedmont Natural Gas:

Passed and adopted this the \_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
Lisa Anderson, Mayor

ATTEST:

\_\_\_\_\_  
Rachel Jones, City Recorder

LEGAL FORM APPROVED:

\_\_\_\_\_  
Patrick Carter, City Attorney



RESOLUTION 37-23



**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF FAIRVIEW, TENNESSEE, AUTHORIZING THE MAYOR TO EXECUTE THE SITE DEVELOPMENT AGREEMENT CONTRACT FOR DOTHEROW DENTAL**

**WHEREAS**, prior to the issuance of any permit, other than a building permit for construction of a one or two-family dwelling, under authority of the Zoning Ordinance of the City of Fairview, applicants shall review and enter into a “Site Development Agreement” (agreement) in a form that is approved by the Board of Commissioners for the purpose of acknowledging the understanding and agreement of the applicant with the policies and procedures of the City as they relate to proposed site development and construction activities, and

**WHEREAS**, the City Engineer engages with each development applicant during the pre-construction meeting and requires an executed agreement prior to construction commencing, and

**WHEREAS**, the Board of Commissioners may grant authorization for the mayor to execute contracts on behalf of the City, and

**WHEREAS**, the form of the Site Development Agreement is attached as EXHIBIT A,

**NOW, THEREFORE, IT IS HEREBY RESOLVED** the Mayor and Board of Commissioners of the City of Fairview, Tennessee, do hereby authorize the mayor to execute the Site Development Agreement for the Dotherow Dental Development:

Passed and adopted this the \_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
Lisa Anderson, Mayor

ATTEST:

\_\_\_\_\_  
Rachel Jones, City Recorder

LEGAL FORM APPROVED:

\_\_\_\_\_  
Patrick Carter, City Attorney

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RESOLUTION 38-23

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF FAIRVIEW, TENNESSEE, AUTHORIZING THE MAYOR TO EXECUTE THE SITE DEVELOPMENT AGREEMENT CONTRACT FOR ORRINSHIRE SUBDIVISION**

**WHEREAS**, prior to the issuance of any permit, other than a building permit for construction of a one or two-family dwelling, under authority of the Zoning Ordinance of the City of Fairview, applicants shall review and enter into a "Site Development Agreement" (agreement) in a form that is approved by the Board of Commissioners for the purpose of acknowledging the understanding and agreement of the applicant with the policies and procedures of the City as they relate to proposed site development and construction activities, and

**WHEREAS**, the City Engineer engages with each development applicant during the pre-construction meeting and requires an executed agreement prior to construction commencing, and

**WHEREAS**, the Board of Commissioners may grant authorization for the mayor to execute contracts on behalf of the City, and

**WHEREAS**, the form of the Site Development Agreement is attached as EXHIBIT A,

**NOW, THEREFORE, IT IS HEREBY RESOLVED** the Mayor and Board of Commissioners of the City of Fairview, Tennessee, do hereby authorize the mayor to execute the Site Development Agreement for the Orrinshire Subdivision Development:

Passed and adopted this the \_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
Lisa Anderson, Mayor

ATTEST:

\_\_\_\_\_  
Rachel Jones, City Recorder

LEGAL FORM APPROVED:

\_\_\_\_\_  
Patrick Carter, City Attorney