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Private Acts of 1949 Chapter 535

Dear Reader:

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We hope this information will be useful to you; reference to it will assist you with many of the questions that will arise in your tenure with county government. However, the *Tennessee Code Annotated* and other relevant laws or regulations should always be consulted before any action is taken based upon the contents of this document.

Please feel free to contact us if you have questions or comments regarding this information or any other CTAS website material.

Sincerely,

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SECTION 1. That the County of Tipton in the State of Tennessee, by and through its governing body, the Quarterly County Court of Tipton County, Tennessee, is hereby authorized and empowered:

- (1) To construct, purchase or acquire by the exercise of the right of eminent domain, a county garage in Tipton County, and
- (2) To equip, maintain, and operate the same for the benefit of its departments and agencies, and, if it desires to do so, to make contracts and agreements as it may think proper with such departments and agencies for the use of its service on a rental or charge basis in order to pay for operation, maintenance and construction expenses, and
- (3) To acquire by purchase or the exercise of the right of eminent domain lands or rights in lands upon which to construct, equip, maintain and operate such county garage, and
- (4) To do any and all things incident and necessary for the accomplishment of same, including the acquisition, construction, equipping, operation and maintenance of such facilities and services incident to the operation of such county garage, and
- (5) To prescribe and collect rents and charges for quarters, facilities and services furnished by such county garage.

SECTION 2. That for the purpose of acquiring the necessary land for the county garage, and to acquire, construct, equip, maintain and operate said garage, the County of Tipton, at any regular or special session, is hereby authorized and empowered to issue and sell bonds in a sum not to exceed One Hundred Thousand [sic] (\$100,000.00) Dollars, and said bonds shall be issued from time to time, subject to the limitation of One Hundred Thousand (\$100,000.00) Dollars, and shall bear interest at such rate or rates not to exceed six per centum per annum, payable semiannually, may be in one or more series, may bear such date or dates, may mature at such time or times, not exceeding thirty (30) years from the respective dates, may be payable in such medium of payment, at such place or places, may carry such registration privileges, may be subject to such terms of redemption, may be executed in such manner, may contain such terms, covenants and conditions, and may be in such form, either coupon or registered, as the County of Tipton may determine by resolution or other direction authoriing [sic] the issuance of same; provided, that no bonds shall be sold for less than par and accrued interest and all bonds issued shall be exempt from all taxation in the State of Tennessee. All of such bonds shall be the general obligation bonds of Tipton County, Tennessee, for the payment of which bonds and interest all of the taxable property in Tipton County, Tennessee, shall be irrevocably pledged, and Tipton County, Tennessee, by and through its Quarterly County Court, shall be obligated to and shall levy annually a tax upon all the taxable property in Tipton County, Tennessee, to pay the interest and principal of said bonds, and Tipton County, Tennessee, is authorized [sic] to levy and collect such taxes, which shall be known as "The County Garage Retirement Tax".

SECTION 3. That when the county garage, hereinabove provided, shall have been acquired, constructed, equipped and put into operation, the County of Tipton in the State of Tennessee, by and through its Quarterly County Court, in order to insure the satisfactory operation thereof, is hereby authorized, empowered and given the right:

- (1) To create a fund to be known as "The County Garage Operation and Maintenance Funds", and
- (2) To collect rents and charges for quarters, facilities and services from such departments and agencies of the County.
- (3) To levy an annual operation and maintenance tax, if necessary, upon all of the taxable property in Tipton County, Tennessee.
- (4) To use said fund solely for the purpose of operating and maintaining said county garage.

SECTION 4. That the funds realized from the sale of said bonds shall be used by the Quarterly County Court of Tipton County, Tennessee, for the purpose of acquiring property and erecting a garage thereon, which said garage shall be so constructed that the same can be used for county purposes; but in order to help pay the costs of construction thereof, or a part thereof, or to pay the expense of maintenance, or a part thereof, or for any other purpose or reason deemed expedient or necessary by the Quarterly County Court, said governing body of Tipton County, Tennessee, is hereby authorized to lease all, or any part of said garage to one or more departments or agencies of the County, for a period not to exceed five (5) years. The proceeds of said bond issue shall be used solely for the purposes set out above, but it shall not be necessary for the purchaser or purchasers of said bonds to look to the proper application of said funds.

SECTION 5. That for the purpose of acquiring, constructing and operating said garage the Quarterly County Court of Tipton County, Tennessee, is authorized and empoweredto [sic] appoint a committee or board from its membership with full power to oversee, look after and manage the construction and

operational program of this garage and said committee or board shall serve for such time and have such authority and be required to make such reports as said governing body shall fix by resolution.

SECTION 6. That it shall be mandatory for the departments and agencies of the county that own and operate motorized equipment, including cars, buses, trucks, tractors, and graders, to use the facilities and services of this garage in the repair, maintenance and storing of such equipment.

SECTION 7. That if any provision of this Act, or the application of such provision to any persons, body or circumstances shall be held invalid, the remainder of this Act or the application of such provision to person, bodies or circumstances other than those as to which it shall have been held invalid, shall not be affected thereby.

SECTION 8. That this Act take effect from and after its passage, the public welfare requiring it. Passed: April 1, 1949.

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