

TITLE 5

MUNICIPAL FINANCE AND TAXATION¹

CHAPTER

1. MISCELLANEOUS.
2. REAL PROPERTY TAXES.
3. PRIVILEGE TAXES.
4. WHOLESALE BEER TAX.
5. MUNICIPAL PURCHASING AGENT AND PROCEDURES.

CHAPTER 1

MISCELLANEOUS

SECTION

- 5-101. Depository for municipal funds.
5-102. Budget process regulated.

5-101. Depository for municipal funds. Be it enacted that upon board approval the City Recorder for the Town of White Bluff shall have the authority to transfer funds, open checking and savings account, and obtain certificates of deposits on behalf of the Town of White Bluff in such financial institutions with branches or locations within the municipal boundaries of the Town of White Bluff. (1983 Code, § 6-101, as amended by Ord. #184, Nov. 1999)

5-102. Budget process regulated. Prior to the approval of any amendment to the annual budget that would increase appropriations for the expenditure of city funds, the city council shall approve a resolution that identifies a corresponding source of funds to cover the proposed additional expenditure, and/or identifies a corresponding reduction in expenditure to compensate for the proposed additional expenditure.

Nothing in this chapter shall be construed or interpreted as an expansion or limitation of any power or authority granted to the municipality by the State of Tennessee. (1983 Code, § 6-502)

¹Charter references
Taxing authority: § 19.

CHAPTER 2

REAL PROPERTY TAXES

SECTION

5-201. When due and payable.

5-202. When delinquent--penalty and interest.

5-201. When due and payable. Taxes levied by the town against real property shall become due and payable annually on the first Monday of November of the year for which levied. (1983 Code, § 6-201)

5-202. When delinquent--penalty and interest. All real property taxes shall become delinquent on and after the first day of March next after they become due and payable and shall thereafter bear interest at the rate of interest of one (1%) percent per month until paid. In addition to the payment of interest at the rate of twelve (12%) percent, there shall be assessed a penalty of one-half ($\frac{1}{2}$) of one (1%) percent per month on such delinquent taxes until fully paid.¹ (1983 Code, § 6-202, as amended by Ord. #170, April 1998)

¹Charter and state law references

A municipality has the option of collecting delinquent property taxes any one of three ways:

- (1) Under the provisions of its charter for the collection of delinquent property taxes.
- (2) Under Tennessee Code Annotated, §§ 6-55-201--6-55-206.
- (3) By the county trustee under Tennessee Code Annotated, § 67-5-2005.

CHAPTER 3**PRIVILEGE TAXES****SECTION**

5-301. Tax levied.

5-302. License required.

5-301. Tax levied. Except as otherwise specifically provided in this code, there is hereby levied on all vocations, occupations, and businesses declared by the general laws of the state to be privileges taxable by municipalities, an annual privilege tax in the maximum amount allowed by said state laws.

The taxes provided for in the state's "Business Tax Act" (Tennessee Code Annotated, § 67-4-701, et seq.) are hereby expressly enacted, ordained, and levied on the businesses, business activities, vocations, and occupations carried on within the Town of White Bluff at one half (½) the rate prescribed by the provisions of the "Business Tax Act." (1983 Code, § 6-301)

5-302. License required. No person shall exercise any such privilege within the Town of White Bluff without a currently effective privilege license, which shall be issued by the recorder to each applicant therefor upon such applicant's compliance with all regulatory provisions in this code and payment of the appropriate privilege tax. (1983 Code, § 6-302)

CHAPTER 4

WHOLESALE BEER TAX

SECTION

5-401. To be collected.

5-401. To be collected. The recorder is hereby directed to take appropriate action to assure payment to the Town of White Bluff of the wholesale beer tax levied by the "Wholesale Beer Tax Act," as set out in Tennessee Code Annotated, title 57, chapter 6.¹ (1983 Code, § 6-401)

¹State law reference

Tennessee Code Annotated, title 57, chapter 6 provides for a tax of 17% on the sale of beer at wholesale. Every wholesaler is required to remit to each municipality the amount of the net tax on beer wholesale sales to retailers and other persons within the corporate limits of the municipality.

CHAPTER 5

MUNICIPAL PURCHASING AGENT AND PROCEDURES

SECTION

- 5-501. Office of purchasing agent created.
5-502. Duties of purchasing agent; purchasing procedures defined.
5-503. Limitations on revising purchasing procedures.
5-504. Expenditures without advertisement.

5-501. Office of purchasing agent created. As provided in Tennessee Code Annotated, § 6-56-301, et seq., the office of purchasing agent is hereby created and the city recorder shall faithfully discharge the duties of said office or appoint an individual to make purchases for the town.¹ Purchases shall be made in accordance with the Municipal Purchasing Law of 1983 and amendments thereto, this chapter and purchasing procedures approved by the governing body. (1983 Code, § 1-1101)

5-502. Duties of purchasing agent; purchasing procedures defined. The purchasing agent, or designated representative, as provided herein, shall purchase materials, supplies, services and equipment, provide for leases and lease-purchases and dispose of surplus property in accordance with purchasing procedures approved by the governing body and filed with the city recorder. (1983 Code, § 1-1102)

5-503. Limitation on revising purchasing procedures. After initial approval by resolution of the governing body of this town, changes or revisions to the purchasing procedures shall be made only by resolution. (1983 Code, § 1-1103)

5-504. Expenditures without advertisement. Pursuant to Tennessee Code Annotated, §§ 6-56-305 and 6-56-306, the town council, by a majority vote, shall have the authority to authorize purchases, leases, and expenditures for necessary town services and equipment and to conduct the business of the town government up to the maximum sum of \$4,000.00 for each expenditure without the necessity of public advertisement. Each department shall obtain at least three (3) bids if at all possible for purchases between \$1,000.00 to \$4,000.00 with documentation and there shall be no split orders that would cause the total purchase to exceed \$4,000.00. (Ord. #145, Dec. 1995 as amended by Ord. #164, Oct. 1997)

¹Municipal code reference

Duties of city recorder: title 1, ch. 3.